

NOTICES

DELAWARE RIVER BASIN COMMISSION

Commission Meeting and Public Hearing

The Delaware River Basin Commission (Commission) will hold a public hearing on Wednesday, May 27, 1998. The hearing will be part of the Commission's regular business meeting which is open to the public and scheduled to begin at 1:30 p.m. in the Stroud Water Research Center at 970 Spencer Road, Avondale, PA.

An informal conference among the Commissioners and staff will be held at 10 a.m. at the same location and will include a presentation and discussion on implementation of the Christina Basin strategy; discussion of Commission advisory committee functions and 1998 Commission meeting schedule and locations.

In addition to the following application which is scheduled for public hearing, the Commission will also address the following: Minutes of the April 21, 1998 business meeting; announcements; General Counsel's report; report on Basin hydrologic conditions; status of compliance—Evansburg Water Company; and public dialogue.

The subject of the hearing will be as follows:

Application for Approval of the Following Project Under Article 10.3, Article 11 and/or Section 3.8 of the Compact:

1. Camden-Wyoming Sewer and Water Authority D-97-30 CP. An application for approval of a groundwater withdrawal project to supply up to 21 million gallons (mg)/30 days of water to the applicant's distribution system from existing Well Nos. 2 and 4, and to limit the withdrawal from all wells to 21 mg/30 days. The project is located in Camden-Wyoming, Kent County, Delaware.

Documents relating to this item may be examined at the Commission's offices. A preliminary docket is available upon request. Contact Thomas L. Brand at (609) 883-9500, Ext. 221 concerning docket-related questions. Persons wishing to testify at this hearing are requested to register with the Secretary at (609) 883-9500, Ext. 203 prior to the hearing.

SUSAN M. WEISMAN,
Secretary

[Pa.B. Doc. No. 98-815. Filed for public inspection May 22, 1998, 9:00 a.m.]

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending May 12, 1998.

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
4-40-98	Main Street Bancorp, Inc., Reading, acquired 100% of the voting shares of BCB Financial Services Corporation, Reading, and Heritage Bancorp, Inc., Pottsville	Reading	Effective
	Main Street Bancorp, Inc., Reading, a new bank holding company, is the parent holding company of Berks County Bank, Reading, and Heritage National Bank, Pottsville.		
5-6-98	Citizens Bancshares, Inc. Salineville, Ohio, to acquire 100% of the voting shares of Century Financial Corporation, Rochester, PA	Salineville, OH	Approved

BRANCH APPLICATIONS

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-5-98	Dauphin Deposit Bank and Trust Company Harrisburg Dauphin County	107 W. Market Street York York County (Loan Production Office)	Opened

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-6-98	Investors Trust Company Wyomissing Berks County	The Atrium 234 Mall Boulevard King of Prussia Montgomery County	Filed
5-7-98	Citizens & Northern Bank Wellsboro Tioga County	1085 S. Main Street Mansfield Tioga County	Filed
5-7-98	Fidelity Deposit and Discount Bank Dunmore Lackawanna County	Bruno's Market 401 Kennedy Boulevard Pittston Luzerne County	Filed
5-11-98	Summit Bank Bethlehem Northampton County	Genuardi's Family Market 1000 Easton Road Cheltenham Montgomery County	Filed

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-8-98	Investors Trust Company Wyomissing Berks County	8200 Flourtown Ave. Wyndmoor Montgomery County	Filed

Articles of Amendment

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
5-11-98	Clearfield Bank & Trust Company Clearfield Clearfield County	To amend and restate the Articles of Incorporation in their entirety.	Approved and Effective

SAVINGS ASSOCIATIONS

No activity.

CREDIT UNIONS**Articles of Amendment**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Purpose</i>	<i>Action</i>
5-8-98	Local #38 and Associates Credit Union Milton Northumberland County	To provide for a change in the field of membership.	Approved and Effective

RICHARD C. RISHEL,
Secretary

[Pa.B. Doc. No. 98-816. Filed for public inspection May 22, 1998, 9:00 a.m.]

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of June 1998

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), hereby determines that the maximum lawful rate of interest for residential mortgages for the month of June, 1998, is 8 1/2%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub. L. 96-221). Further preemption was instituted with the signing of Pub. L. 96-399, which overrode State interest rate limitations on an individual who finances the sale or exchange of residential real

property which the individual owns and which the individual occupies or has occupied as his principal residence.

Each month the Department of Banking is required by State law to compute and announce the ceiling rate on residential mortgages in Pennsylvania. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 5.98 to which was added 2.50 percentage points for a total of 8.50% that by law is rounded off to the nearest quarter at 8 1/2%.

RICHARD C. RISHEL,
Secretary

[Pa.B. Doc. No. 98-817. Filed for public inspection May 22, 1998, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Proposed Exchange of Lands between DCNR, Bureau of Forestry, and George E. Logue, Inc.

The Department of Conservation and Natural Resources, acting through the Bureau of Forestry, and George E. Logue, Inc. of Montoursville, PA, are proposing to negotiate an exchange of lands in Lycoming County, PA.

The Bureau of Forestry is proposing to acquire from George E. Logue, Inc. a total of 658 acres of land in three separate parcels. The first is a tract of 400 acres in McNett Township on the headwaters of Lycoming Creek and bounded on three sides by the Tiadaghton State Forest. The second is a tract of 90 acres at Jersey Mills, McHenry Township, bounded by the Tiadaghton State Forest and the Pine Creek Trail. The third is a tract of 168 acres in Gamble Township near the mouth of Wallis Run bounded on the west by the Tiadaghton State Forest and on the east by SR 1003.

In return, the Bureau of Forestry proposes to convey to George E. Logue, Inc. 250 acres of the Tiadaghton State

Forest in Armstrong Township. This parcel will encompass an existing quarry site along Pa. Rt. 554 south of the Borough of South Williamsport. Subsequently, George E. Logue, Inc. will convey back to the Commonwealth all of this parcel in 10 acre units when each unit is restored to compliance with Department of Environmental Protection regulations.

As is the policy of the Department of Conservation and Natural Resources, the public is hereby notified of this exchange. A 30-day period for public inquiry and/or comment will be in effect commencing May 26, 1998, and ending June 24, 1998. Oral or written comments or questions concerning this proposed exchange may be addressed to: Dr. James R. Grace, State Forester, Pennsylvania Bureau of Forestry, P. O. Box 8552, Harrisburg, PA 17105-8552; telephone (717) 787-2703. These oral and/or written comments will become part of the official document used in the final decision process.

If, in the duration of the 30-day comment period, a significant amount of public concern develops, the Secretary of the Department of Conservation and Natural Resources may schedule a public informational meeting.

JOHN C. OLIVER,
Secretary

[Pa.B. Doc. No. 98-818. Filed for public inspection May 22, 1998, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

APPLICATIONS RECEIVED UNDER THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

The following parties have applied for an NPDES permit to discharge controlled wastewaters into the surface waters of this Commonwealth. Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection (Department) proposes to issue a permit to discharge, subject to certain effluent limitations and special conditions. These proposed determinations are tentative.

Where indicated, the EPA, Region III, Regional Administrator has waived the right to review or object to this proposed permit action under the waiver provision 40 CFR 123.6E.

Persons wishing to comment on the proposed permit are invited to submit a statement to the office noted above the application within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the responsible office considers the public response significant.

Following the 30-day comment period, the Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The application and related documents, proposed effluent limitations and special conditions, comments received and other information are on file and may be inspected and arrangements made for copying at the office indicated above the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

Applications for National Pollutant Discharge Elimination System (NPDES) permit to discharge to State waters.

Southeast Regional Office: Regional Manager, Water Management, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-6130.

PA 0057401. Sewage, **Sarah Wulffleff, S & S Styles**, 6801 Easton Road, Pipersville, PA 18947.

This application is for issuance of an NPDES permit to discharge treated sewage from a small flow sewage treatment plant in Bedminster Township, **Bucks County**. This is a new discharge to an unnamed tributary to Cabin Run.

The receiving stream is classified for the following uses: cold water fishery, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001, based on an average flow of 1,405 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅ (5-1 to 10-31)	10	20
(11-1 to 4-30)	20	40
Suspended Solids	10	20
Total Nitrogen	10	20
Total Residual Chlorine	1.2	2.0
Fecal Coliform	200 colonies/100 ml as a geometric average	
Dissolved Oxygen	minimum of 3.0 mg/l at all times	
pH	within limits of 6.0—9.0 standard units at all times	

The EPA waiver is in effect.

PA 0013391. Industrial waste, **Tuscan/Lehigh Dairies L. P.**, 880 Allentown Road, Lansdale, PA 19446-5206.

This application is for renewal of an NPDES permit to discharge noncontact cooling water and stormwater from the Tuscan/Lehigh Dairies facility in Upper Gwynedd Township, **Montgomery County**. This is an existing discharge to an unnamed tributary to Towamencin Creek.

The receiving stream is classified for the following uses: trout stocking fishery, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001, based on an average flow of 0.065 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
1,1 Dichloroethylene (years 1 and 2)	0.0012	0.0024	0.003
(years 3, 4 and 5)	0.00023	0.00046	0.00058
Tetrachloroethylene	0.0026	0.0052	0.0065
Trichloroethylene (years 1 and 2)	0.058	0.116	0.145
(years 3, 4 and 5)	0.0113	0.0226	0.0283
Total Copper	monitor/report		
Phosphorus as P	monitor/report		
Temperature	110°F		
pH	within limits of 6.0—9.0 standard units at all times		
Total Residual Chlorine	0.2		0.5

PA 0028584, Amendment No. 1. Sewage, **West Goshen Sewer Authority**, 520 Veronica Road, West Chester, PA 19380.

This application is for an amendment of an NPDES permit to discharge treated sewage from West Goshen Sewer Authority sewage treatment plant in West Goshen Township, **Chester County**. This is an existing discharge to Chester Creek (Goose Creek).

The receiving stream is classified for the following uses: warm water fishery, aquatic life, water supply and recreation.

The proposed effluent limits for Outfalls 001 and 002, based on an average flow of 6.0 mgd after completion of plant expansion and upgrade are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅ (5-1 to 10-31)	15	23	30
(11-1 to 4-30)	25	38	50
Suspended Solids	30	45	60

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Ammonia (as N) (5-1 to 10-31)	2		4
(11-1 to 4-30)	6		12
Total Residual Chlorine	0.02		0.06
Fecal Coliform	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	minimum of 5 mg/l at all times		
pH	within limits of 6.0—9.0 standard units at all times		
Total Copper	0.012	max. daily 0.024	0.03
Free Cyanide	monitor		monitor

The EPA waiver is not in effect.

PA 0042021. Sewage, **Milford-Trumbauersville Area Sewer Authority**, P. O. Box 126, Spinnerstown, PA 18968.

This application is for renewal of an NPDES permit to discharge treated sewage from a sewage treatment plant in Milford Township, **Bucks County**. This is an existing discharge to Unami Creek.

The receiving stream is classified for the following uses: high quality trout stocking fishery, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001, based on an average flow of 0.8 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅ (5-1 to 10-31)	10	15	20
(11-1 to 4-30)	20	30	40
Suspended Solids	30	45	60
Ammonia (as N) (5-1 to 10-31)	2.3	3.5	4.6
(11-1 to 4-30)	6.9	10.4	13.8
Total Copper	monitor/report	monitor/report	monitor/report
Phosphorus (as P)	1.25	1.9	2.5
Total Residual Chlorine (0—2 years)	0.45		0.9
(3—5 years)	0.04		0.13
Fecal Coliform	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	minimum of 6.0 mg/l at all times		
pH	within limits of 6.0—9.0 standard units at all times		

The EPA waiver is in effect.

PA 0057436. Sewage, **Stephen J. Castellan**, 112 Heather Hill Drive, Downingtown, PA 19335-1826.

This application is for issuance of an NPDES permit to discharge treated sewage from a single residence STP in Upper Uwchlan Township, **Chester County**. This is a new discharge to UNT to Marsh Creek.

The receiving stream is classified for the following uses: high quality trout stocking fishery, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001, based on an average flow of 500 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
Suspended Solids	20	40
Ammonia (as N) (5-1 to 10-31)	1.5	3.0
(11-1 to 4-30)	4.5	9.0
Dissolved Oxygen	inst. min. 6.0	
Total Residual Chlorine	monitor/report	monitor/report
Fecal Coliform	200 colonies/100 ml as a geometric average	
pH	within limits of 6.0—9.0 standard units at all times	

Other Conditions:

The EPA waiver is in effect.

Northeast Region: Environmental Protection Manager, Water Management, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2553.

PA 0032077. Sewerage, **Commonwealth of Pennsylvania, Tuscarora State Park**, R. R. 1, Box 1051, Barnesville, PA 18214-9715.

This proposed action is for renewal of an NPDES permit to discharge treated sewage into Locust Creek in Rush Township, **Schuylkill County**.

The receiving stream is classified for the following uses: cold water fishery, aquatic life, water supply and recreation.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃ fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Pottsville Borough Water Authority on the Schuylkill River.

The proposed effluent limits for Outfall 001, based on a design flow of 0.026 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25.0	50.0
Total Suspended Solids	30.0	60.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean	
(10-1 to 4-30)	2,000/100 ml as a geometric mean	
pH	6.0—9.0 standard units at all times	
Total Residual Chlorine (1st month—24th month)	monitor and report	
(25th month—60th month)	1.2	2.8

The EPA waiver is in effect.

Southcentral Regional Office: Regional Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

PA 0008508. Industrial waste, SIC: 3671, **Burle Industries, Inc.**, 1000 New Holland Avenue, Lancaster, PA 17601.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to the Conestoga River, in Lancaster City, **Lancaster County**.

The receiving stream is classified for warm water fishery, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Holtwood Power Plant located in Martic Township, Lancaster County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.393 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH	6.0—9.0 standard units		
Oil and Grease	15.0		30.0
Total Cadmium	0.14	0.28	0.35
Total Copper	0.82	1.60	2.00
Hexavalent Chromium	0.33	0.66	0.82
Total Fluoride		monitor	

The proposed effluent limits for Outfall 101 for a design flow of 0.264 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH	6.0—9.0 standard units		
Suspended Solids	31.0	60.0	77.5
Total Chromium	1.71	2.77	4.3
Total Lead	0.43	0.69	1.0
Total Nickel	2.38	3.98	6.0
Total Silver	0.24	0.43	0.6
Total Zinc	1.48	2.61	3.7
Total Cyanide	0.65	1.2	1.6
Total Toxic Organics		2.13	

The proposed effluent limits for Outfall 201 for a design flow of 0.129 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Temperature		110°F as daily average	

The EPA waiver is not in effect.

Southwest Regional Office: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

PA 0095826. Sewage, **Rostraver Sewage Corporation**, R. D. 3, Box 59, Monongahela, PA 15063.

This application is for renewal of an NPDES permit to discharge treated sewage from the Budget Host in Rostraver Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Cedar Creek, which are classified as a trout stocked fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Westmoreland County Municipal Authority—McKeesport.

Outfall 001: existing discharge, design flow of 0.021 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25			60
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	5			10
(11-1 to 4-30)	14			28
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1			2.3
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0216852. Sewage, **Orin Bache, Wen-Dell Mobile Home Park**, R. D. 3, Box 58, Ruffsedale, PA 15679.

This application is for amendment of an NPDES permit to discharge treated sewage from the Wen-Dell Mobile Home Park Sewage Treatment Plant in East Huntingdon Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Buffalo Run, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Westmoreland County Municipal Authority—McKeesport located on the Youghiogheny River.

Outfall 001: proposed expanded discharge, design flow of 0.025 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	3.5			7
(11-1 to 4-30)	10.5			21
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.6			1.5
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The above limitations are in effect after the treatment facility has been expanded and is operational.

The EPA waiver is in effect.

PA 0217522. Sewage, **Municipal Authority of the Borough of Smithton**, P. O. Box 350, Smithton, PA 15479.

This application is for amendment of an NPDES permit to discharge treated sewage from the proposed Smithton Borough Sewage Treatment Plant in Smithton Borough, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an unnamed tributary of the Youghiogheny River, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Westmoreland County Municipal Authority—McKeesport.

Outfall 001: new discharge, design flow of 0.066 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25	37.5		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	3.5	5.3		7
(11-1 to 4-30)	10.5	15.8		21
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	3,500/100 ml as a geometric mean			
Total Residual Chlorine	0.6			1.3
Dissolved Oxygen	not less than 5 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0217859. Sewage, **Country Care Development, Inc.**, R. D. 2, Box 335D, Fayette City, PA 15438.

This application is for issuance of an NPDES permit to discharge treated sewage from the Country Care Development Sewage Treatment Plant in Washington Township, **Fayette County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as unnamed tributary to an unnamed tributary of Little Redstone Creek, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Washington Township Municipal Authority.

Outfall 001: new discharge, design flow of 0.02 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
(5-1 to 10-31)	3			6
(11-1 to 4-30)	9			18
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.2			0.5
Dissolved Oxygen	not less than 3 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

Northwest Regional Office: Regional Manager, Water Management, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6942.

PA 0220795. Sewage, SIC: 3544, **Technical Precision, Inc.**, 2343 Perry Highway, Hadley, PA 16130.

This application is for renewal of an NPDES permit to discharge treated sewage to an unnamed tributary to the Shenango River in Perry Township, **Mercer County**. This is an existing discharge.

The receiving water is classified for the following uses: trout stocking, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Greenville Municipal Water Authority on the Little Shenango River located at river mile 0.97, approximately 18.7 miles below point of discharge.

The proposed discharge limits for Outfall No. 001, based on a design flow of 0.000800 mgd, are:

Parameter	Average Monthly (mg/l)	Maximum Daily (mg/l)	Instantaneous Maximum (mg/l)
Flow	xx	xx	xx
CBOD ₅	10		20
TSS	20		40
TRC	1.5		3.5
pH	within limits of 6.0—9.0 standard units at all times		

xx—monitor and report

The EPA waiver is in effect.

PA 0034380. Sewage. **Quadland Corporation**, 7041 Truck World Boulevard, Hubbard, OH 44425.

This application is for renewal of an NPDES permit to discharge treated sewage to the Unnamed Tributary to Allegheny River in Scrubgrass Township, **Venango County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Allegheny River located at Emlenton, approximately 3 miles below point of discharge.

The proposed effluent limits for Outfall No. 001, based on a design flow of 0.02 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	monitor and report	
CBOD ₅	25	50
TSS	30	60
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
Total Residual Chlorine	1.0	2.3
Dissolved Oxygen	minimum of 3.0 mg/l at all times	
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

Proposed NPDES Permit Renewal Actions for Minor Sewage Discharges

The following parties have applied to renew their current NPDES permit to allow the continued discharge of controlled wastewater into the surface waters of this Commonwealth. The Department of Environmental Protection (Department) has made a tentative determination to renew these permits and proposes to issue them, subject to their current permit effluent limitations and monitoring and reporting requirements, with appropriate and necessary updated requirements to reflect new or changed regulations and other requirements. The updates may include, but will not be limited to, applicable permit conditions and/or requirements addressing combined sewer overflows (CSOs), municipal sewage sludge management and total residual chlorine control (TRC). Any major changes to or deviations from the terms of the existing permit will be documented and published with the final Department actions.

The EPA, Region III, Regional Administrator has waived the right to review or object to these proposed permit actions under the waiver provision 40 CFR 123.6E.

Persons wishing to comment on the proposed permits are invited to submit a statement to the Field Operations indicated as the office responsible, within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding these applications and proposed permit actions. Comments should include the name, address and telephone number of the writer and a brief statement to inform the Field Office of the basis of the comment and the relevant facts upon which it is based. A public hearing may be held if the Field Office considers the public response significant.

Following the 30-day comment period, the Water Management Program Manager will make a final determination regarding the proposed permit action. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The permit renewal application and related documents, proposed effluent limitations and special conditions, comments received and other information are on the Department's file. The documents may be inspected at, or a copy requested from, the Field Office that has been indicated above the application notice.

Southcentral Regional Office: Water Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA 0085456	Golden Menu Restaurant 1885 Baltimore Pike Gettysburg, PA 17325	Adams Mt. Joy Twp.	Rock Creek	TRC
PA 0080560	TA Operating Corp. 24601 Center Ridge Rd. Suite 200 Westlake, OH 44145-5634	Dauphin West Hanover Twp.	Manada Creek	TRC
PA 0085278	Deerwood Homeowners Assn. 11375 Lafayette Rd. Mercersburg, PA 17236	Franklin Montgomery Twp.	Licking Creek	TRC

**DISCHARGE OF CONTROLLED INDUSTRIAL
WASTE AND SEWERAGE WASTEWATER**

**Applications under the Pennsylvania Clean
Streams Law**

(Part II Permits)

The following permit applications and requests for plan approval have been received by the Department of Environmental Protection (Department). Persons objecting on the grounds of public or private interest to the approval of an application or submitted plan may file a written protest with the Department at the address indicated above each permit application or plan. Each written protest should contain the following: name, address and telephone number; identification of the plan or application to which the protest is addressed; and a concise statement in sufficient detail to inform the Department of the exact basis of the protest and the relevant facts upon which it is based. The Department may conduct a fact-finding hearing or an informal conference in response to any given protest. Each writer will be notified in writing of the time and place if a hearing or conference concerning the plan, action or application to which the protest relates is held. To insure consideration by the Department prior to final action on permit applications and proposed plans, initial protests and additions or amendments to protests already filed should be filed within 15 calendar days from the date of this issue of the *Pennsylvania Bulletin*. A copy of each permit application and proposed plan is on file in the office indicated and is open to public inspection.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

Applications received for industrial waste and sewage applications under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).

Southcentral Regional Office: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4707.

A. 0198402. Sewage, submitted by **RBL Development Corporation**, 3902 Autumn Lane, Stewartstown, PA 17363 in Berwick Township, **Adams County** to construct a sewage treatment plant to serve the Eagle View Mobile Home Park was received in the Southcentral Region on April 24, 1998.

A. 2191406 (98-1). Sewage, submitted by **Doubling Gap Center, Inc.**, 1550 Doubling Gap Road, Newville, PA 17241-9757 in Lower Mifflin Township, **Cumberland County** to construct modifications to their existing treatment facility was received in the Southcentral Region on April 24, 1998.

A. 6798406. Sewage, submitted by **Newberry Township Municipal Authority**, 1915 Old Trail Road, Etters, PA 17319 in Newberry Township, **York County** to upgrade and expand their existing wastewater treatment plant from .4 mgd to 1.3 mgd was received in the Southcentral Region on April 23, 1998.

A. 2198404. Sewage, submitted by **Carrie Forry-Roush**, 3614 Cloverfield Road, Harrisburg, PA 17109 in Upper Frankford Township, **Cumberland County** to construct a single family residence treatment system was received in the Southcentral Region on May 5, 1998.

A. 2298201. Industrial waste, submitted by **Joseph F. Connors**, 2731 Powell Valley Road, Halifax, PA 17032 to construct and operate a concentrated animal feeding operation in Jefferson Township, **Dauphin County** was received in the Southcentral Regional Office on May 5, 1998.

Northwest Regional Office: Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6942.

WQM Permit No. 6298403. Sewage, **Katie J. and Thomas F. Spetz**, SRSTP, 303 Egypt Rd., Warren, PA 16365. This project is for the construction of a single residence sewage treatment plant in Glade Township, **Warren County**.

WQM Permit No. 1098403. Sewage. **Glade Run United Presbyterian Church**, 1091 Pittsburgh Road, Valencia, PA 16059. This project is for the installation of a small flow sewage treatment facility and appurtenances in Middlesex Township, **Butler County**.

INDIVIDUAL PERMITS

(PAS)

The following parties have applied for an NPDES permit to discharge stormwater from a proposed construction activity into the surface waters of this Commonwealth. Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection (Department) proposes to issue a permit to discharge, subject to certain limitations set forth in the permit and special conditions. The proposed determinations are tentative. Limitations are provided in the permit as erosion and sedimentation control measures and facilities which restrict the rate and quantity of sediment discharged.

Where indicated, the EPA, Region III, Regional Administrator has waived the right to review or object to this proposed permit action under the waiver provision of 40 CFR 123.24(d).

Persons wishing to comment on the proposed permit are invited to submit a statement to the office noted above the application within 30 days from the date of this public notice. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the responsible office considers the public response significant.

Following the 30-day comment period, the Water Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The application and related documents, including the erosion and sedimentation control plan for the construction activity, are on file and may be inspected at the office noted above the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

Southeast Regional Office: Regional Water Management Program Manager; Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428-2233, (610) 832-6130.

NPDES Permit PAS10-D105. Stormwater. **Michael M. Kelly**, P. O. Box 550-A, Villanova, PA 19085, has applied to discharge stormwater from a construction activity located in Buckingham Township, **Bucks County**, to Paunacussing Creek.

NPDES Permit PAS10-G316. Stormwater. **Greenhill Station**, 7 West Gay Street, West Chester, PA 19380, has applied to discharge stormwater from a construction activity located in Uwchlan Township, **Chester County**, to Shamona Creek.

NPDES Permit PAS10-G371. Stormwater. **Paoli Shopping Center, LTD.**, 1301 Lancaster Avenue, Berwyn, PA 19312-1290, has applied to discharge stormwater from a construction activity located in Tredyfrin Township, **Chester County**, to Unnamed Tributary to Crum Creek.

NPDES Permit PAS10-G318. Stormwater. **352 Associates**, 50 Exter Avenue, Haverford, PA 19041, has applied to discharge stormwater from a construction activity located in East Whiteland Township, **Chester County**, to Valley Creek.

Southcentral Regional Office: Regional Water Management Program Manager; 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4707.

Lancaster County Conservation District, District Manager; 1383 Arcadia Rd., Room 6, Lancaster, PA 17601, (717) 299-5361.

NPDES Permit PAS-10-O-072. Stormwater. **Tanglewood Manor Inc.**, P. O. Box 300, Quarryville, PA 17566 has applied to discharge stormwater from a construction activity located in East Drumore Township, **Lancaster County**, to UNT Conowingo Creek.

Southwest Regional Office: Regional Water Management Program Manager; 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

NPDES Permit PAS10X090. Stormwater. **PA Department of Transportation**, P. O. Box 459, Uniontown, PA 15401-0459 has applied to discharge water from a construction activity located in Salem Township and Delmont Borough, **Westmoreland County** to Beaver Run.

SAFE DRINKING WATER

Applications received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17).

Southcentral Regional Office: Sanitarian Regional Manager; 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4708.

A. 0698505. Public water supply. **Wernersville Municipal Authority**, Municipality: Wernersville Borough, **Berks County**. *Responsible Official:* Robert L. Walborn, Manager, Wernersville Municipal Authority, P. O. Box 145, Wernersville, PA 19565-0145; *Type of Facility:* Soda Ash feed system for corrosion control; *Consulting Engineer:* David M. Bright, P. E., Spotts, Stevens and McCoy, Inc., P. O. Box 6307, Reading, PA 19610-0307.

A. 0598501. Public water supply. **Hyndman Borough**, Municipality: Hyndman Borough, **Bedford County**. *Responsible Official:* Stanley Robinson, President—Hyndman Borough Council, P. O. Box 486, Hyndman, PA 15545; *Type of Facility:* Construction of a facility

to clean and reuse the top layer of scrapped sand from the slow sand filter plant. Facility will also recycle any waste water generated; *Consulting Engineer:* Steve Sesack, Neilan Engineers, Inc., 450 Aberdeen Drive, P. O. Box 837, Somerset, PA 15501.

A. 2298501. Public water supply. **Steelton Borough Authority**, Municipality: Borough of Steelton, **Dauphin County**. *Responsible Official:* Albert Gornik, Authority Chairperson, 123 N. Front Street, Steelton, PA 17113-2998; *Type of Facility:* Construction of a 150,000 gallon elevated storage tank with a chlorine booster facility; *Consulting Engineer:* Julia Schiefer, Herbert, Rowland and Grubic, Inc., 369 East Park Drive, Harrisburg, PA 17111.

A. 0598502. Public water supply. **Bedford Borough Water Authority**, Bedford Township, **Bedford County**. *Responsible Official:* Raymond A. Carlson, Chairperson, Bedford Borough Water Authority, 244 West Penn Street, Bedford, PA 15522; *Type of Facility:* Installation of water booster pump station, 5,000 gallon hydropneumatic water storage tank and control building; *Consulting Engineer:* Stuart W. Sibold, P. E., Gwin Engineers, Inc., as EADS Group Co., 1126 Eighth Avenue, Altoona, PA 16602.

Regional Office: Northcentral Field Operations, Environmental Program Manager; 208 West Third Street, Suite 101, Williamsport, PA 17701.

A. M. A. The Department has received a construction permit application from **Mahoning Township Authority** (1101 Bloom Road, Danville, PA 17821; Mahoning Township, **Montour County**) for modification by replacing the existing booster pump at Well No. 8.

A. M. A. The Department has received a construction permit application from **Upper Halfmoon Water Company, Inc.** (1952 Halfmoon Valley Road, Port Matilda, PA 16870; Halfmoon Township, **Centre County**) for installation of a 416,000 gallon finished water storage tank and 240 feet of 8" PVC waterline to connect it to existing system.

A. WA47-1006. The Department has received a water allocation permit for **Mahoning Township Authority** (1101 Bloom Road, Danville, PA 17821; Mahoning Township, **Montour County**). The application requests the rights to purchase water from the Danville Municipal Authority.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 2

Acknowledgment of Notices of Intent to Remediate submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908).

Sections 304 and 305 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use a site-specific standard or who intend to remediate a site in a Special Industrial Area must file a Notice of Intent to Remediate with the Department. A

Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of the cleanup standards identified under the act will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department and shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

Under sections 304(n)(1)(ii) and 305(c)(2) of the act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific cleanup standard, in whole or in part, and for sites determined to be located in Special Industrial Areas. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area by the person conducting remediation. For the sites identified, a municipality may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified. During this comment period a municipality may request that the person identified, as the remediator of a site, develop and implement a public involvement plan. Requests to be involved, and comments, should be directed to the remediator of a site. For further information concerning the content of a Notice of Intent to Remediate, contact the Department Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at 1 (800) 654-5984.

The Department has received the following Notices of Intent to Remediate:

Southwest Field Office: John J. Matviya, Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-5217.

New Eagle Borough Municipal Sewer Authority, Borough of New Eagle, **Washington County**. New Eagle Borough Municipal Sewer Authority, 157 Main Street, New Eagle, PA 15067 and Joseph A. Senita, Chester Engineers, Inc., 600 Clubhouse Drive, Moon Township, PA 15108 has submitted a Notice of Intent to Remediate the soil and groundwater contaminated with lead. The applicant proposes to remediate the site to meet a site specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Washington Observer Reporter* on April 24, 1998.

AIR RESOURCES

Notice of Plan Approval and Operating Permit Applications

Nonmajor Sources and Modifications

The Department of Environmental Protection (Department) has developed an integrated plan approval, State operating permit and Title V operating permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regulated community and the public. This approach allows the owner or operator of a facility to complete and submit all the permitting documents relevant to its application one time, affords an opportunity for public input and provides for sequential issuance of the necessary permits.

The Department has received applications for plan approvals and/or operating permits from the following facilities. Although the sources covered by these applications may be located at a major facility, the sources being installed or modified do not trigger major new source review or prevention of significant deterioration requirements.

Copies of these applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the Regional Offices identified in this notice. Persons interested in reviewing the application files should contact the appropriate regional office.

Persons wishing to file protests or comments on the proposed plan approval and/or operating permits must submit the protest or comment within 30 days from the date of this notice. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. Any comments or protests filed with the Department Regional Offices must include a concise statement of the objections to the issuance of the plan approval or operating permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior to the date of the hearing.

Final plan approvals and operating permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable requirements in 25 Pa. Code Chapters 121-143, the Federal Clean Air Act and regulations adopted under the act.

OPERATING PERMITS

Applications received and intent to issue Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001-4015).

Southeast Regional Office: Air Quality Program, 555 North Lane, Conshohocken, PA 19428, (610) 832-6242.

15-320-021: De La Rue Card Systems Inc. (523 James Hance Court, Exton, PA 19341) for the operation of a lithographic press in West Whiteland Township, **Chester County**.

46-320-024A: National Label Co., Inc. (2025 Joshua Road, Lafayette Hill, PA 19444) for the operation of a vapor degreaser in Whitemarsh Township, **Montgomery County**.

PA-46-0035A: Smithkline Beecham Pharmaceuticals (709 Swedeland Road, King of Prussia, PA 19406) for the operation of an emergency electric generator in Upper Merion Township, **Montgomery County**.

23-302-132: Degussa Corporation (1200 West Front Street, Chester, PA 19013) for the operation of a boiler (S28) in City of Chester, **Delaware County**.

Southcentral Regional Office: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702.

07-327-001A: Chicago Rivet and Machine Co., Tyrone Division (Industrial Park, Tyrone, PA 16686) for the operation of a vapor degreaser controlled by a freeboard refrigeration device. This source is subject to 40 CFR 63, Subpart T, National Emission Standards for Hazardous Air Pollutants.

21-05030: Ahlstrom Filtration, Inc. (P. O. Box A, Mt. Holly Springs, PA 17065) for the operation of a natural gas/no. 2 oil-fired boiler in Mt. Holly Springs, **Cumberland County**.

22-310-005C: Pennsy Supply, Inc. (P. O. Box 3331, Harrisburg, PA 17105) for the operation of a rock crushing plant controlled by wet suppression and a fabric filter in South Hanover Township, **Dauphin County**.

36-309-029F: Armstrong World Industries, Inc. (P. O. Box 3001, Lancaster, PA 17604) for the operation of the No. 2 floor tile line in Lancaster, **Lancaster County**.

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (717) 327-3637.

14-399-009F: Murata Electronics North America, Inc. (1900 West College Avenue, State College, PA 16801-2799) for the operation of five ceramic chip capacitor binder removal ovens and an electrically-heated thermal afterburners in Ferguson Township, **Centre County**.

Southwest Regional Office: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

OP-63-00002: Twilight Industries (212 State Street, Belle Vernon, PA 15012) for coal staging/processing at I-70 Surface Mine in Somerset Township, **Washington County**.

OP-26-00436: Nu-Kote, Inc. (Route 119 South, P. O. Box 716, Connellsville, PA 15425) for dry toner production at Dunbar Township Plant in Dunbar Township, **Fayette County**.

OP-65-00596: Clair Cemetery Association (964 St. Clair Way, Greensburg, PA 15601) for a crematory in Greensburg, **Westmoreland County**.

PLAN APPROVALS

Applications received and intent to issue Plan Approvals under the Air Pollution Control Act (35 P. S. §§ 4001—4015).

Southcentral Regional Office: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702.

01-310-001C: Valley Quarries, Inc. (P. O. Box J, Chambersburg, PA 17201) for the installation of a Cedar Rapids 32X42 jaw crusher and a Telsmith triple deck 6X15 screen in Cumberland Township, **Adams County**.

06-03041: Delaware County Solid Waste Authority (583 Longview Road, Boyertown, PA 19512) for the installation of a landfill gas collection system and control device located at the Rolling Hills Landfill located in Earl Township, **Berks County**. This source is subject to 40 CFR 60, Subpart WWW, Standards of Performance for New Stationary Sources.

06-310-003A: Eastern Industries, Inc. (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034) for the installation of a nonmetallic mineral crushing plant controlled by a wet suppression system in Maxatawny Township, **Berks County**. The source is subject to 40 CFR Part 60, Subpart OOO, Standards of Performance for New Stationary Sources.

36-310-076: Eastern Industries, Inc. (4401 Camp Meeting Rd., Suite 200, Center Valley, PA 18034) for the installation of a new impact crusher controlled by a wet suppression system located at their Schoeneck Plant in West Cocalico Township, **Lancaster County**.

36-317-070F: Tyson Foods, Inc. (P. O. Box 1156, New Holland, PA 17557) for the installation of a new deep fat food fryer controlled by a wet scrubber at their Plant No. 2 in Earl Township, **Lancaster County**.

38-313-013B: O'Sullivan Corp. (1507 Willow Street, Lebanon, PA 17042) for a modification to an existing PVC resin pneumatic conveying system at their Lebanon facility in Lebanon, **Lebanon County**.

67-320-022C: Fry Communications, Inc. (800 West Church Road, Mechanicsburg, PA 17055) for the installation of a regenerative thermal oxidizer in Building No. 5 in Manchester Township, **York County**.

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (717) 327-3637.

08-301-014A: Tioga Point Crematory, Inc. (802 North Main Street, Athens, PA 18812) for the construction of a crematory incinerator in Athens Borough, **Bradford County**.

Southwest Regional Office: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

PA-63-147A: Union Camp Corp. (P. O. Box 285, Washington, PA 15301) for a printing press at the Eighty-Four Facility in North Strabane Township, **Washington County**.

PA-65-183A: Allegheny Ludlum Corp. (100 River Road, Brackenridge, PA 15014) for a No. 71 anneal and pickle line at the West Leechburg Plant in West Leechburg Borough, **Westmoreland County**.

OP-65-00361: R. L. Smeltz Oil Co. (P. O. Box 100, 725 S. Main Street, Greensburg, PA 15601) for petroleum product storage at the Greensburg Facility in Greensburg, **Westmoreland County**.

PA-56-257A: Pennsylvania Dept. of Corrections (P. O. Box 631, Somerset, PA 15501) for two standby diesel generators at SCI Laurel Highlands in Somerset Township, **Somerset County**.

PA-03-210A: Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001) for a portable coal crushing plant at Spera Surface Mine in Cowanshannock Township, **Armstrong County**.

Northwest Regional Office: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940.

PA 42-184E: Keystone Powdered Metal Co. (8 Hanley Drive, Lewis Run, PA 16738-0424) for the construction of a natural gas fired powdered metal tempering furnace (7,000 lbs capacity) with electrostatic precipitator control, in Lewis Run, **McKean County**.

PA 42-184F: Keystone Powdered Metal Co. (8 Hanley Drive, Lewis Run, PA 16738-0424) for the construction of a powder metal heat treating furnace (7,000 lbs parts capacity) in Lewis Run, **McKean County**.

PA 24-124B: PA Industrial Heat Treaters (Access Road, P. O. Box 348, St. Marys, PA 15857) for the installation of an electrostatic precipitator for controlling emissions from two continuous draw heat treat furnaces in St. Marys, **Elk County**.

PA 10-293A: Quality Aggregates Inc., Tiche Mine (Township Road 560, Boyers, PA 16020) for the modification of the limestone crushing and washing facility in Marion Township, **Butler County**.

PA 61-012A: OMG Americas (Two Mile Run Road, P. O. Box 111, Franklin, PA 16323) for the construction of two reactors and several processing tanks for production

of anitoxidants/stabilizers for polymers with a venturi scrubber for control in Sugarcreek Borough, **Venango County**.

PA 25-069B: Engelhard Corp. (1729 East Avenue, Erie, PA 16503) for the installation of a replacement collector for the nickel plant fluid bed reactor no. 4 in Erie, **Erie County**.

**REASONABLY AVAILABLE CONTROL
TECHNOLOGY
(RACT)**

**Proposed Revision to the State Implementation
Plan for Oxides of Nitrogen and Volatile Organic
Compounds and Public Hearing**

Approval of an amendment of a Reasonably Available Control Technology (RACT) plan for Strick Corporation in Limestone Township, Montour County.

The Department of Environmental Protection (Department) has made a preliminary determination to approve an amendment of a Reasonably Available Control Technology (RACT) plan and an amendment to the State Implementation Plan (SIP) for a truck van chassis manufacturing facility owned and operated by Strick Corporation in Limestone Township, Montour County.

The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in the RACT approval for the facility to comply with current regulations.

The preliminary RACT determination, if finally approved, will result in the revision of Operating Permit No. OP-47-0002 issued on August 28, 1996, and will be submitted to the United States Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan.

The following is a summary of the preliminary RACT determination which the Department proposes to incorporate into Operating Permit No. OP-47-0002 for three additional minor sources of volatile organic compounds as a revision to the respective permit:

1) The combined potential to emit volatile organic compounds from each of the following source categories shall never exceed 3 pounds per hour, 15 pounds per day or 2.7 tons per year:

600,000 btu per hour kerosene-fired space heater (in combination with 11 small combustion sources previously identified in Operating Permit No. OP-47-0002).

275 gallon kerosene storage tank (in combination with a 10,000 gallon no. 2 fuel oil storage tank and a 5,000 gallon no. 2 fuel oil storage tank previously identified in Operating Permit No. OP-47-0002).

5,000 watt propane-fired emergency generator.

The Department also proposes to change the 7.5 ton per calendar year volatile organic compound emission limitation currently specified in condition 16 of Operating Permit No. OP-47-0002 for the respective facility's solvent cleaning operations to a limitation of 7.5 tons of volatile organic compounds per 12 consecutive month period.

One public hearing will be held for the purpose of receiving comments on the proposed operating permit revision and SIP revision. The hearing will be held on July 15, 1998, at 1 p.m. at the Department Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA. The public is invited to comment on the proposal. Persons interested in commenting are invited to appear at the public hearing.

Persons wishing to present testimony at the hearing should contact Daniel Spadoni at (717) 327-3659 at least 1 week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes per individual and two written copies of the oral testimony are requested. Each organization is requested to designate one witness to present testimony on its behalf.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact Daniel Spadoni at (717) 327-3659 or the Pennsylvania AT&T relay service at 1 (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

Those unable to attend the hearing, but wishing to comment, should provide written comments to David Aldenderfer, Air Quality Environmental Program Manager, Pennsylvania DEP, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448. Comments should be submitted by July 30, 1998.

All pertinent documents are available for review from 8 a.m. to 4 p.m. in the Department Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling (717) 327-3693.

MINING

APPLICATIONS TO CONDUCT COAL AND NONCOAL ACTIVITIES

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to the applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection (Department). A copy of the application is available for inspection at the District mining office indicated above each application. Where a 401 water quality certification is needed for any aspect of a particular proposed mining activity, the submittal of the permit application will serve as the request for the certification.

Written comments or objections, or requests for informal conferences on applications, may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the same address within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34 (relating to public notices of filing of permit applications, opportunity for comment, and informal conferences).

Where any of the mining activities listed will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. The NPDES permits will contain, at a minimum, technology-

based effluent limitations (as described in the Department's regulations—25 Pa. Code §§ 77.522, 87.102, 88.92, 88.187, 88.242, 89.52 and 90.102) for iron, manganese, suspended solids, settleable solids, alkalinity and pH. In addition to the above, more restrictive effluent limitations, restrictions on discharge volume, or restrictions on the extent of mining which may occur will be incorporated into a mining activity permit when necessary for compliance with water quality standards (in accordance with 25 Pa. Code Chapters 93 and 95). Persons or agencies which have requested review of the NPDES permit requirements for a particular mining activity within the above-mentioned public comment period will be provided with a 30-day period to review and submit comments on those requirements.

Written comments or objections should contain the name, address and telephone number of persons submitting comments or objections; application number; and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based. Requests for an informal conference must contain the name, address and telephone number of requestor; application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

Ebensburg District Office, 437 South Center Street, P. O. Box 625, Ebensburg, PA 15931-0625.

Coal Applications Received

32980106. M & S Mining, Inc. (P. O. Box 13, Indiana, PA 15701), commencement, operation and restoration of bituminous strip mine in East Mahoning Township, **Indiana County**, affecting 115.0 acres, receiving stream unnamed tributaries of Dixon Run and unnamed tributaries of Pickering Run to Pickering Run to Little Mahoning Creek and unnamed tributaries to Little Mahoning Creek. Application received April 22, 1998.

56920110. Permit Renewal. **Svonavec, Inc.** (140 West Union Street, Somerset, PA 15501), commencement, operation and restoration of bituminous strip mine, valid for reclamation, only in Black Township, **Somerset County**, affecting 355.4 acres, receiving streams two unnamed tributaries of Coxes Creek, and unnamed tributary of Laurel Run and an unnamed tributary of Wilson Creek, all to Coxes Creek to the Casselman River. Application received May 1, 1998.

56920115. Permit Renewal. **Svonavec, Inc.** (140 West Union Street, Somerset, PA 15501), commencement, operation and restoration of bituminous strip mine in Milford Township, **Somerset County**, affecting 68.6 acres, receiving stream unnamed tributaries to South Glade Creek and South Glade Creek. Application received May 1, 1998.

11823004. Permit Renewal. **M. B. Energy, Inc.** (250 Airport Road, P. O. Box 1319, Indiana, PA 15701-1319), commencement, operation and restoration of bituminous strip mine in Elder and Susquehanna Townships, **Cambria County**, affecting 1,458.5 acres, receiving stream Little Brubaker Run to Brubaker Run to Chest Creek. Application received May 5, 1998.

Hawk Run District Office, P. O. Box 209, Hawk Run, PA 16840.

17980109. Moravian Run Reclamation Company, Inc. (605 Sheridan Drive, Clearfield, PA 16830), commencement, operation and restoration of a bituminous

surface mine-auger permit in Pike Township, **Clearfield County** affecting 145 acres, receiving streams: Hogback Run. Application received April 27, 1998.

17980110. Junior Coal Contracting, Inc. (R. D. 3, Box 225-A, Philipsburg, PA 16866), commencement, operation and restoration of a bituminous surface mine permit in Decatur Township, **Clearfield County** affecting 73.6 acres, receiving streams: Albert Run and Little Laurel Run. Application received May 8, 1998.

14841601. Northern Counties Coal Co., Inc. (P. O. Box 668, Philipsburg, PA 16866), revision to an existing bituminous surface mine permit for a change in land use from reclamation of areas with post operational land use of wildlife habitat to be reclaimed as industrial. Application received April 29, 1998.

Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

54871303R2. D and D Coal Company (139 East Independence Street, Shamokin, PA 17872), renewal of an existing anthracite underground mine operation in Cass Township, **Schuylkill County** affecting 26.0 acres, receiving stream none. Application received May 6, 1998.

54860108C2 and 54713002C3. Reading Anthracite Company (200 Mahantongo Street, P. O. Box 1200, Pottsville, PA 17901-7200), correction of existing anthracite mine operations to include auger mining as a method of mining in New Castle Township, **Schuylkill County**, affecting 1,687.0 acres, receiving stream unnamed tributary to Schuylkill River. Application received May 5, 1998.

McMurray District Office, 3913 Washington Road, McMurray, PA 15317.

32921302. Helvetia Coal Co. (P. O. Box 729, Indiana, PA 15701), to renew the permit for the Marshall Run Mine in Young and Conemaugh Township, **Indiana County**, no additional discharges. Application received March 12, 1998.

32851302. Helvetia Coal Co. (P. O. Box 729, Indiana, PA 15701), to renew the permit for the Lucerne No. 6E Mine in Black Lick and Center Township, **Indiana County**, no additional discharges. Application received March 12, 1998.

Hawk Run District Office, P. O. Box 209, Hawk Run, PA 16840.

Large Industrial Mineral Permit Applications Received

14980301. Bellefonte Lime Company, Inc. (P. O. Box 448, Bellefonte, PA 16823), commencement, operation and restoration of a large industrial mineral (limestone) deep mine permit application in Spring and Benner Townships, **Centre County** affecting 481.1 acres, receiving streams: Logan Branch and Nittany Creek to Spring Creek to Bald Eagle Creek to the Susquehanna River. Application received March 9, 1998.

Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

45880301C5. Selig Construction Co., Inc. (P. O. Box 185, Pocono Lake, PA 18347), renewal of NPDES Permit No. PA0594113 in Tobyhanna Township, **Monroe County**, receiving stream—Unnamed creek to Lehigh River. Application received April 30, 1998.

21900301-02. E. E. Kough Sons (P. O. Box 134, 195 Green Spring Road, Newville, PA 17241), application for stream variance to unnamed tributary to the Conodoguinet Creek in North Newton Township, **Cumberland County**. Application received April 16, 1998.

APPLICATIONS RECEIVED UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

The following Dam Safety and Encroachment permit applications, requests for Environmental Assessment approval and requests for water quality certification have been received by the Department of Environmental Protection (Department). Section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)) requires the State to certify that the involved projects will not violate the applicable provisions of 33 U.S.C.A. §§ 1311—1313, 1316 and 1317, as well as relevant State requirements. Initial requests for 401 certification will be published concurrently with the permit application. Persons objecting to approval of a request for certification under section 401 or to the issuance of a Dam Safety or Encroachment Permit or the approval of Environmental Assessments must submit any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted above the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

Southeast Regional Office: Program Manager, Water Management Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

E09-766. Encroachment. **Lower Makefield Township**, 1100 Edgewood Rd., Yardley, PA 19067-1696. To remove the 72-inch corrugated metal pipe culvert and associated endwalls along Oxford Road and to construct and maintain approximately 29.5 feet of twin cell 10-foot × 5-foot reinforced concrete box culverts and associated wingwalls, at this location, in and along Silver Creek (WWF). The site is located approximately 700 feet east of the intersection of Oxford Road and Oxford Valley Road (Trenton West, NJ-PA USGS Quadrangle N: 19.6 inches; W: 11.5 inches) in Lower Makefield Township and Yardley Borough, **Bucks County**.

E15-576. Encroachment. **David Harlan**, 4755 West Lincoln Highway, Parkesburg, PA 19365. To construct and maintain a low flow stream crossing consisting of steel reinforced timber decking, reinforced concrete abutments and roadway approach fill in and along an unnamed tributary to the West Branch Brandywine Creek (WWF-MF). This bridge will be 14 feet wide, having a span of 30 feet and average underclearance of 3.33 feet, and will provide access to a proposed single family residence. The site is located approximately 600 feet south of the intersection of Brandywine Creek Road and Green Valley Road (Coatesville, USG Quadrangle N: 10.3 inches; W: 0.85 inch) in Newlin Township, **Chester County**.

E09-767. Encroachment. **Toll Brothers, Inc.**, 3103 Philmont Ave., Huntingdon Valley, PA 19006. To modify two existing man-made farm irrigation ponds for the purpose of converting them to a stormwater detention facility for the proposed Dolington Estates II Residential Subdivision. The project is located along the eastern side of Lindenhurst Road, approximately a half mile south of Washington Crossing Road (S. R. 532) (Lambertville, PA Quadrangle N: 1.4 inches; W: 3.0 inches) in Lower Makefield Township, **Bucks County**.

Northeast Regional Office: Regional Soils and Waterways Section, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-5485.

E13-112. Encroachment. **Carbon County**, P. O. Box 129, Jim Thorpe, PA 18229. To repair, modify and maintain an existing stone masonry arch bridge having three spans of 20.5 feet with an underclearance of 11.5 feet on a 68 degree skew across Lizard Creek (TSF). The project is located approximately 0.3 mile downstream of the intersection of the Pennsylvania Turnpike Northeast Extension and Lizard Creek (Lehighon, PA Quadrangle N: 8.2 inches; W: 5.5 inches) in East Penn Township, **Carbon County** (Philadelphia District, Army Corps of Engineers).

E13-113. Encroachment. **Towamensing Township Supervisors**, 120 Stable Road, Lehighon, PA 18235. To place fill in a de minimis area of PFO wetlands equal to 0.01 acre; to remove the existing structure and to construct and maintain an adjacent prestressed box beam bridge having a span of 16 feet with an underclearance of 5 feet on a 74 degree skew across Pine Run (CWF). The project is located at the intersection of T419 and Pine Run (Pohopoco Mountains, PA Quadrangle N: 2.7 inches; W: 17.1 inches) in Towamensing Township, **Carbon County** (Philadelphia District, Army Corps of Engineers).

E39-351. Encroachment. **City of Allentown**, 435 Hamilton Street, Allentown, PA 18101-1699. To construct and maintain a 4-foot by 4.5-foot concrete box culvert inlet structure along the left bank of the Little Cedar Creek (HQ-CWF). The project is associated with the construction of an off stream stormwater detention facility within Trexler Park and is located south of the intersection of S. R. 1002 (Tilghman Street) and S. R. 1019 (Cedar Crest Boulevard) (Allentown West, PA Quadrangle N: 16.9 inches; W: 4.4 inches) in the City of Allentown, **Lehigh County** (Philadelphia District, U.S. Army Corps of Engineers).

E40-495. Encroachment. **Samuel and Doreen Kasper**, 223 Sutherland Drive, Mountaintop, PA 18707. To place fill in approximately 0.07 acre of PEM wetlands within the drainage basin of Big Wapwallopen Creek (CWF), for the purpose of filling a depression to provide a section of usable yard area adjacent to a newly-constructed home. The project is located on Lot 137, Kirby Estates (Wilkes-Barre West, PA Quadrangle N: 6.9 inches; W: 0.6 inch), in Fairview Township, **Luzerne County** (Baltimore District, U. S. Army Corps of Engineers).

E45-354. Encroachment. **S.I.D.E. Corporation**, P. O. Box 1050, Blakeslee, PA 18610. To construct and maintain an aluminum box culvert having a span of 9.6 feet and an underclearance of approximately 4.1 feet across Goose Run (HQ-CWS) along a proposed roadway named Park Avenue within New Ventures Park, Phase II, Industrial Subdivision. The project is located northeast of the intersection of S. R. 0080 and S. R. 0115 (Blakeslee, PA Quadrangle N: 14.4 inches; W: 11.0 inches) in Tobyhanna Township, **Monroe County** (Philadelphia District, U. S. Army Corps of Engineers).

E64-190. Encroachment. **Pennsylvania Department of Transportation, Engineering District 4-0**, P. O. Box 111, Scranton, PA 18501. To remove the existing structure and to construct, modify and maintain a road crossing of Dyberry Creek (HQ-CWF) and its associated floodplain, including the construction of a prestressed concrete spread box beam bridge, having a clear span of 61.7 feet (18.81m.) and an underclearance of 13.0 feet (3.96m.). The roadway elevation will be raised in the vicinity of the

structure. The project is located on S. R. 4009, Section 671, Segment 0010, Offset 1214, approximately 1 mile north of the General Edgar Jadwind Bingham (Aldensville, PA Quadrangle N: 0.5 inch; W: 1.7 inches), in Dyberry Township, **Wayne County** (Philadelphia District, U. S. Army Corps of Engineers).

Northcentral Region, Water Management: Soils and Waterways Section, F. Alan Sever, Chief, 208 West Third St., Suite 101, Williamsport, PA 17701.

E08-334. Encroachment. **PA Dept. of Transportation**, P. O. Box 218, Montoursville, PA 17754. To widen and maintain an existing single span RC T-beam bridge with a span of 20 feet and underclearance of 5.3 feet across an unnamed tributary to South Branch of Sugar Creek located on SR 14 just south of T-532 and to widen and maintain an existing single cell 6 foot x 6 foot RC box culvert in an unnamed tributary to South Branch of Sugar Creek located on SR 14, 200 feet north of T-336, and to place fill in 0.05 acre of wetlands to widen 3 miles of SR 14 located just south of the Borough of Troy (Troy, PA Quadrangle N: 0.9 inch; W: 5.7 inches) in Troy Township, **Bradford County**. Estimated stream disturbance is 140 feet of stream with temporary wetland impacts of 0.19 acre and permanent wetland impacts of 0.05 acre; stream classification is TSF.

E14-322. Encroachment. **DCNR, Bur. Of Facility Design Const.**, P. O. Box 8451, Harrisburg, PA 17105-8451. To remove the existing structure and to construct and maintain a structural plate aluminum arch culvert skewed 65 degrees left ahead having a span of 10.5 feet and a maximum underclearance of 5.5 feet in Stone Creek located 50 feet upstream of Penn Roosevelt Lake (Barrville, PA Quadrangle N: 18.7 inches; W: 10.6 inches) in Harris Township, **Centre County**. Estimated stream disturbance is 25 linear feet; stream classification is High Quality-Cold Water Fishery.

E17-319. Encroachment. **PA Dept. of Transportation**, 1924-30 Daisy St., Clearfield, PA 16830. To remove an existing deteriorated structure and to construct and maintain a precast reinforced concrete box culvert with a 13 foot normal span and a 5 foot effective rise plus the associated precast reinforced concrete end sections in Goss Run on a 70 degree skew with SR 2007, Section 230 and is located 114 feet southwest from the intersection with Princess St. (Houtzdale, PA Quadrangle N: 15.75 inches; W: 13.50 inches) in Brisbin Borough, **Clearfield County**. Estimated stream disturbance is 85 linear feet; stream classification is Cold Water Fishery.

E19-176. Encroachment. **PA Dept. of Transportation, Engineering Dist. 3-0**, 715 Jordan Ave., Montoursville, PA 17754. To remove the existing structure and to construct and maintain a single span reinforced single span skewed 90 degrees ahead having a clear span of 45.0 feet and an average underclearance of 8.1 feet across East Branch of Briar Creek located 0.1 mile south on SR 1021 (Warren Ave.) from T-469 (Mifflinville, PA Quadrangle N: 11.0 inches; W: 0.8 inch) in the Borough of Berwick and Briar Creek Township, **Columbia County**. This project proposes to permanently impact approximately 60 linear feet of East Branch of Briar Creek which is a Cold Water Fishery.

Southwest Regional Office: Soils and Waterways Section, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E03-372. Encroachment. **Armstrong County Commissioners**, Administration Building, 450 Market Street, Kittanning, PA 16201. To remove the existing structure and to construct and maintain a bridge having a normal

span of 26.213 meters and an underclearance of 2.25 meters across Cowanshannock Creek (TSF) on T-572 (Nulton Bridge) approximately 1,400 feet south of SR 0085 (Mosgrove, PA Quadrangle N: 10.65 inches; W: 5.15 inches) in Rayburn Township, **Armstrong County**.

WATER ALLOCATIONS

Applications filed under the act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of this Commonwealth.

Southcentral Regional Office: Field Operations, Sanitarian Regional Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4708.

WA 28-1005. Water Allocation. **Franklin County General Authority, Franklin County**. The applicant is requesting the right to withdraw 2.9 million gallons per day from Letterkenny Reservoir (Roxberry Dam) on Conodoguinet Creek.

ACTIONS

FINAL ACTIONS TAKEN UNDER THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

The Department of Environmental Protection (Department) has taken the following actions on previously received permit applications and requests for plan approval and has issued the following significant orders.

Persons aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

Actions under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).

Southwest Regional Office: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

NPDES Permit No. PA0091391. Industrial waste, **Polycum Huntsman, Inc.**, 90 W. Chestnut St., Washington, PA 15301 is authorized to discharge from a facility

located at Plant No. 1, Donora Borough, **Washington County** to Monongahela River.

NPDES Permit No. PA0204293. Industrial waste, **Polycom Huntsman, Inc.**, 90 W. Chestnut St., Washington, PA 15301 is authorized to discharge from a facility located at Plant No. 2, Donora Borough, **Washington County** to Monongahela River.

NPDES Permit No. PA0026514. Sewage, **West Mifflin Sanitary Sewer Municipal Authority**, 1302 Lower Bull Run Road, West Mifflin, PA 15122 is authorized to discharge from a facility located at Kenmore Sewage Treatment Plant, West Mifflin Borough, **Allegheny County** to Monongahela River.

NPDES Permit No. PA0034797. Sewage, **U. S. Department of Justice, Federal Bureau of Prisons**, Northeast Regional Office, U. S. Customs House—7th Floor, Second and Chestnut Sts., Philadelphia, PA 19106 is authorized to discharge from a facility located at Loretto Federal Correctional Institution STP, Allegheny Township, **Cambria County** to Unnamed Tributary of Clearfield Creek.

NPDES Permit No. PA0091138. Sewage, **Cecil Township Municipal Authority**, 3655 Millers Run Road, Cecil, PA 15321 is authorized to discharge from a facility located at Teodori Sewage Treatment Plant, Cecil Township, **Washington County** to Chartiers Creek.

NPDES Permit No. PA0091146. Sewage, **North Union Township Municipal Services Authority**, 7 South Evans Station Road, Lemont Furnace, PA 15456 is authorized to discharge from a facility located at Industrial Park No. 2 STP, North Union Township, **Fayette County** to Unnamed Tributary of Gist Run.

NPDES Permit No. PA0094102. Sewage, **Thom A. Yohe**, 125 Deerfield Road, Washington, PA 15301 is authorized to discharge from a facility located at Airways Mobile Home Park Sewage Treatment Plant, South Franklin Township, **Washington County** to Unnamed Tributary of Chartiers Creek.

NPDES Permit No. PA0094111-Amendment No. 2. Sewage, **Rimco Properties, Inc.**, 77 Pine Valley Drive, Pittsburgh, PA 15239 is authorized to discharge from a facility located at Wellington Estates Mobile Home Park, Washington Township, **Westmoreland County**.

NPDES Permit No. PA0096857. Sewage, **KRM, Inc.**, 876 Old Route 71, Charleroi, PA 15022 is authorized to discharge from a facility located at Colonial Meadows Sewage Treatment Plant, Fallowfield Township, **Washington County** to Unnamed Tributary of Maple Creek.

NPDES Permit No. PA0098193-Amendment No. 1. Sewage, **Gary A. Sippel**, 2593 Wexford-Bayne Road, Sewickley, PA 15143 is authorized to discharge from a facility located at Stone Mansion Sewage Treatment Plant, Franklin Park Borough, **Allegheny County**.

NPDES Permit No. PA0216071. Sewage, **Chemply, Division of E&E (US), Inc.**, Elizabeth—Bunola Road, Bunola, PA 15020 is authorized to discharge from a facility located at Chemply Sewage Treatment Plant, Forward Township, **Allegheny County** to Monongahela River.

NPDES Permit No. PA0217824. Sewage, **YMCA of Pittsburgh**, 126 Nagle Road, Fombell, PA 16123-9414 is authorized to discharge from a facility located at Camp Kon-O-Kwee/Spencer STP, Marion Township, **Beaver County** to Connoquenessing Creek.

Permit No. 56217-T1-Amendment No. 2. Industrial waste, **Consolidated Rail Corporation**, 2001 Market Street 6A, P. O. Box 41406, Philadelphia, PA 19101-1406. Construction of oil-water separator located in the Borough of Cresson, **Cambria County** to serve the Conrail Cresson Rail Yard.

Permit No. 3290202-Amendment No. 1. Industrial waste, **Borough of Glen Campbell**, P. O. Box 43, Glen Campbell, PA 15742-0043. Construction of water treatment plant located in the Borough of Glen Campbell, **Indiana County** to serve the Glen Campbell Borough Water Treatment Plant.

Permit No. 6390201-Amendment No. 1. Industrial waste, **Cooper Industries, Inc.**, P. O. Box 4446, Houston, TX 77210. Construction of power distribution and specialty transformer located in the Township of Cecil, **Washington County** to serve the Canonsburg Plant—Carbon Absorption Treatment Facility (Outfall 001).

Permit No. 6397201. Industrial waste, **Cooper Industries, Inc.**, P. O. Box 4446, Houston, TX 77210. Construction of power distribution and specialty transformer located in the Township of Cecil, **Washington County** to serve the Canonsburg Plant—Oil Removal System (Outfall 002).

Permit No. 3096401-Amendment No. 1. Sewerage, **Commonwealth of Pennsylvania, State Correctional Institution**, P. O. Box 598, Camp Hill, PA 17001-0598. Denial of the installation of additional treatment units located in the Township of Morgan, **Greene County** to serve the existing sewage treatment plant.

Permit No. 6589423-Amendment No. 1-T1. Sewerage, **Rimco Properties**, 772 Pine Valley Drive, Pittsburgh, PA 15239. Conversion of the existing aeration tank to an equalization tank located in the Township of Washington, **Westmoreland County** to serve the Wellington Estates Mobile Home Park.

Northwest Regional Office: Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6942.

WQM Permit No. 6298401. Sewage, **Conewango Township Municipal Authority**, 4 Firemans Street, Warren, PA 16365. This project is for the construction of a pump station and all sewers and appurtenances in Conewango Township, **Warren County**.

WQM Permit No. 2598406. Sewage, **Scenic Heights Golf Course**, 7616 Knoyle Road, Erie, PA 16510. This project is for the construction of a nine hole golf course consisting of a clubhouse, parking lot and one residential lot in Venango Township, **Erie County**.

WQM Permit No. 4398410. Sewerage, **Terrence J. and Patricia A. Collins**, SRSTP, 206 McCullough Rd., Sharpsville, PA 16150. Construction of Terrence J. and Patricia A. Collins SRSTP located in Jefferson Township, **Mercer County**.

NPDES Permit No. PA0222500. Industrial waste, **Jay Township Water Authority**, 106B Kennedy Street, Byrnedale, PA 15827 is authorized to discharge from a facility located in Jay Township, **Elk County** to Kersey Run.

NPDES Permit No. PA0101672. Sewage, **Crestview Mobile Home Park**, 3599 State Route 322, Williamsfield, OH 44093 is authorized to discharge from a facility located in Vernon Township, **Crawford County** to an unnamed tributary to Van Horne Creek.

NPDES Permit No. PA0101176. Sewage. **Harvey J. Wolfe**, 1547 Rosely Rd., St. Marys, PA 15857 is authorized to discharge from a facility located in City of St. Marys, **Elk County** to Unnamed Tributary to the South Fork.

Southcentral Regional Office: Regional Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17011, (717) 705-4707.

NPDES Permit No. PA0082341. Sewerage. **Hopewell Borough**, P. O. Box 160, Hopewell, PA 16650 is authorized to discharge from a facility located in Hopewell Borough, **Bedford County** to the receiving waters named Raystown Branch.

NPDES Permit No. PA0085804. Sewerage. **Bedford County Air Industrial Park Authority**, P. O. Box 155, Bedford, PA 15522 is authorized to discharge from a facility located in Bedford Township, **Bedford County** to the receiving waters of an unnamed tributary of Brush Run.

NPDES Permit No. PA0086428. Sewerage. **Mazza Vineyard, Inc.**, P. O. Box 685, Cornwall, PA 17016 is authorized to discharge from a facility located in Rapho Township, **Lancaster County** to the receiving waters named Chickies Creek.

NPDES Permit No. PA0034363. Sewerage. **Pine View Acres**, 686 Bedington Circle, Manheim, PA 17545 is authorized to discharge from a facility located in Penn Township, **Lancaster County** to the receiving waters of an unnamed tributary to Chickies Creek.

NPDES Permit No. PA0084085. Sewerage. **Country View Estates MHP**, 105 Carlisle Road, Newville, PA 17241 is authorized to discharge from a facility located in Upper Frankford Township, **Cumberland County** to the receiving waters named Bloser Run.

NPDES Permit No. PA0040541. Sewerage. **Boyertown Area School District**, 911 Montgomery Avenue, Boyertown, PA 19512-9607 is authorized to discharge from a facility located in Earl Township, **Berks County** to the receiving waters of an unnamed tributary of Oysterville Creek.

NPDES Permit No. PA0087459. Sewerage. **Triple Crown Corporation**, 5351 Jaycee Avenue, Harrisburg, PA 17112 is authorized to discharge from a facility located in Centre Township, **Perry County** to the receiving waters of an unnamed tributary of Trout Run.

NPDES Permit No. PA0085243. Sewerage. **Manns Choice-Harrison Township Joint Municipal Authority**, P. O. Box 28, Manns Choice, PA 15550 is authorized to discharge from a facility located in Manns Choice Borough, **Bedford County** to the receiving waters named Raystown Branch of the Juniata River.

NPDES Permit No. PA0021563. Sewerage. **Gettysburg Municipal Authority**, 601 East Middle Street, P. O. Box 3307, Gettysburg, PA 17325-3307 is authorized to discharge from a facility located in Cumberland Township, **Adams County** to the receiving waters named Rock Creek.

NPDES Permit No. PAG053519. General Permit. **Redner's Markets Inc.**, Three Quarry Road, Reading, PA 19605 is authorized to discharge from a facility located in Bethel Township, **Lebanon County** to the receiving waters of an unnamed tributary to Beach Run.

NPDES Permit No. PA0085561. Industrial waste. **Wissahickon Spring Water, Inc.**, 10447 Drummond Road, Philadelphia, PA 19154 is authorized to discharge

from a facility located in Rapho Township, **Lancaster County** to the receiving waters of an unnamed tributary of Chickies Creek.

NPDES Permit No. PA0087734. Industrial waste. **The Marietta Gravity Water Company**, Route 441, Box 302, Marietta, PA 17547 is authorized to discharge from a facility located in Hellam Township, **York County** to the receiving waters named Dugan Run.

NPDES Permit No. PA0007862. Industrial waste. **Pennsylvania American Water Co.**, 800 West Hershey Park Drive, Hershey, PA 17033 is authorized to discharge from a facility located in Fairview Township, **York County** to the receiving waters named Yellow Breeches Creek.

NPDES Permit No. PA0119121. Industrial waste. **Glen Gery Corporation**, 423 Pottsville Pike, Shoemakersville, PA 19555 is authorized to discharge from a facility located in Perry Township, **Berks County** to the receiving waters of an unnamed tributary to the Schuylkill River.

NPDES Permit No. PA0070319. Industrial waste. **Reading-Berks Fire Training Center**, 895 Morgantown Road, R. D. 1, Reading, PA 19607 is authorized to discharge from a facility located in Reading City, **Berks County** to the receiving waters named Angelica Creek.

NPDES Permit No. PA0087416, Amendment No. 1. Industrial waste. **Schmidt Baking Company**, 7801 Fitch Lane, Baltimore, MD 21238 is authorized to discharge from a facility located in Manchester Township, **York County**.

NPDES Permit No. PA0083542, Amendment No. 1. Industrial waste. **Flight Systems Inc.**, 505 Fishing Creek Road, Lewisburg, PA 17339 is authorized to discharge from a facility located in Silver Spring Township, **Cumberland County** to a drainage ditch to Hogestown Run.

NPDES Permit No. PA0044911, Amendment No. 2. Industrial waste. **Land O'Lakes, Inc.**, P. O. Box 116, Minneapolis, MN 55440-0116 is authorized to discharge from a facility located in South Middleton Township, **Cumberland County** to the receiving waters named Mountain Creek.

Permit No. 0794402-98-1. Sewerage. **Duncansville Municipal Authority**, P. O. Box 502, Duncansville, PA 16635-1349. Modification to the construction of sewage treatment facilities in Duncansville Borough, **Blair County**.

Permit No. 5098401. Sewerage. **Meadow View Village Mobile Home Park**, 5351 Jaycee Avenue, Harrisburg, PA 17112. Construction of sewage treatment facilities in Centre Township, **Perry County**.

Permit No. 3698401. Sewerage. **Lancaster Municipal Authority**, 120 North Duke Street, P. O. Box 1599, Lancaster, PA 17608-1599. Modification to the operation of pump station in Lancaster Township, **Lancaster County**.

Permit No. 0698401. Sewerage. **Municipal Authority of the Township of Spring**, 2800 Shillington Road, Reading, PA 19608. Construction of pump station in Spring Township, **Berks County**.

Permit No. 0197405. Sewerage. **Timeless Towns of the Americas, Inc.**, 2636 Emmitsburg Road, Gettysburg,

PA 17325. Modification to the construction of sewage treatment facilities in Cumberland Township, **Adams County**.

Permit No. 0197406. Sewerage. **New Oxford Municipal Authority**, 409 Water Works Road, New Oxford, PA 17340-1511. Construction of sewage treatment facilities and pump stations in Oxford Township, **Adams County**.

Permit No. 667S508 T-1, Amendment No. 98-1. **Halifax Municipal Authority**, Box 443, Halifax, PA 17032. The construction of sewage treatment facilities and pump station in Halifax Township, **Dauphin County**.

Permit No. 0586401, Amendment No. 1. **Hopewell Borough**, P. O. Box 160, Hopewell, PA 16650. Modification to the construction of sewage treatment facilities in Hopewell Borough, **Bedford County**.

Permit No. 5090402, Amendment No. 1. **Loysville Village Municipal Authority**, P. O. Box 133, Loysville, PA 17047. Construction of equalization basin in Tyrone Township, **Perry County**.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County Municipality</i>	<i>Receiving Stream</i>
PAS10-G291	BJ Dueding Builders, Inc. 531 East Lancaster Avenue St. Davids, PA 19087	Tredyffrin Twp. Chester County	Valley Creek
PAS10-J042	Rose Tree Media School District 901 North Providence Road Media, PA 19063	Middletown Twp. Delaware Co.	Unnamed Tributaries to Ridley Crk. and Dismal Run

Southcentral Regional Office: Water Management Program, Soils and Waterways Section, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4707.

PAS-10-C018. Individual NPDES. **Flory & Wolfe Builders**, R. R. 1, Box 461, Bernville, PA 19506. To implement an erosion and sedimentation control plan for a residential subdivision on 54.3 acres in Muhlenberg Township, **Berks County**. The project is located north of Rivervale Drive and east of Stoudts Ferry Bridge Road (Temple, PA Quadrangle N: 5.7 inches; W: 11.0 inches). Drainage will be to the Schuylkill River.

PAS-10-C034. Individual NPDES. **Forino Developers Company**, 3000 Penn Avenue, West Lawn, PA 19609. To implement an erosion and sedimentation control plan for the construction of a residential subdivision on 252.3 acres in Spring Township, **Berks County**. The project is located on the north side of Fritztown Road (SR 3016) and east of Fritztown (Sinking Spring, PA Quadrangle N: 8.7 inches; W: 8.7 inches). Drainage will be to Cacoosing Creek.

PAS-10-C036. Individual NPDES. **Wagner Farm Development, Inc.**, 2229 Creekhill Road, Lancaster, PA 17601. To implement an erosion and sedimentation control plan for the Wagner Farm Development on 53.55 acres in Sinking Spring Borough and Spring Township, **Berks County**. The project is located at the intersection of Iroquois Avenue and Windmill Road (Sinking Spring, PA Quadrangle N: 12.5 inches; W: 2.3 inches). Drainage will be to Cacoosing Creek.

INDIVIDUAL PERMITS (PAS)

The following approvals for coverage under NPDES Individual Permit for Discharge of Stormwater from Construction Activities have been issued.

These actions of the Department of Environmental Protection (Department) may be appealed to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483, by an aggrieved person under the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Appeals must be filed with the Board within 30 days from the date of this issue of the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Department's regulations governing practice and procedure before the Board may be obtained from the Board.

Southeast Regional Office: Regional Water Management Program Manager; Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428-2233, (610) 832-6130.

INDIVIDUAL PERMITS (PAR)

The following parties have submitted Notices of Intent (NOIs) for Coverage under (1) General NPDES Permit(s) to discharge wastewater into the surface waters of this Commonwealth. The approval for coverage under these general NPDES permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions set forth in the general permit; (2) General Permit(s) for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in Pennsylvania. The approval of coverage for land application of sewage sludge or residential septage under these general permits is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions set forth in the respective general permit. The Department of Environmental Protection approves the following coverages under the specified General Permit.

The EPA Region III Regional Administrator has waived the right to review or object to this permit action under the waiver provision: 40 CFR 123.24.

The application and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangement made for copying at the contact office noted.

*List of NPDES and/or other
General Permit Type*

PAG-1	General Permit For Discharges From Stripper Oil Well Facilities
PAG-2	General Permit For Discharges of Stormwater From Construction Activities
PAG-3	General Permit For Discharges of Stormwater From Industrial Activities
PAG-4	General Permit For Discharges From Single Residence Sewage Treatment Plant
PAG-5	General Permit For Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit For Wet Weather Overflow Discharges From Combined Sewer Systems
PAG-7	General Permit For Beneficial Use of Exceptional Quality Sewage Sludge By Land Application
PAG-8	General Permit For Beneficial Use of Non-Exceptional Quality Sewage Sludge By Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-9	General Permit For Beneficial Use of Residential Septage By Land Application to Agricultural Land, Forest or a Land Reclamation Site

General Permit Type—PAG-2

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Lackawanna Co. Scranton City	PAR10N060	Dr. John R. Williams Scranton School District 425 N. Washington Ave. Scranton, PA 18503	Lackawanna River	Lackawanna CD (717) 587-2607
Luzerne Co. Wright Twp.	PAR10R145	Caradon Mideast Aluminum Crestwood Ind. Park 330 Elmwood Dr. Mountaintop, PA	Bow Creek	Luzerne CD (717) 674-7991
Snyder Co. Middlecreek Twp.	PAR105903R	Joseph E. Ulrich R. R. 2, Box 191 Selinsgrove, PA 17870	Unt. Monongahala Crk.	Snyder CCD 403 W. Market St. Middleburg, PA 17842
Caernarvon Township Berks Co.	PAR-10-211	Penn Wynne Homes Inc. 7 Wynnewood Rd., Suite 203 Wynnewood, PA 19096	UNT Conestoga River	Berks County CD P. O. Box 520 1238 County Welfare Rd. Leesport, PA 19533 (610) 372-4657
Lower Paxton Twp. Dauphin Co.	PAR-10-I145	Kase Farm Associates P. O. Box 0888 Camp Hill, PA 17001-0888	Beaver Creek	Dauphin County CD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Lower Paxton Twp. Dauphin Co.	PAR-10-I146	Benjamin Slotznick P. O. Box 23 Mt. Gretna, PA 17064	Paxton Crk.	Dauphin County CD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Middle Paxton Twp. Dauphin Co.	PAR-10-I142	Country Club of Harrisburg 401 Fishing Creek Valley Road Harrisburg, PA 17112	Fishing Creek	Dauphin County CD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Lower Paxton Twp. Dauphin Co.	PAR-10-I143	Eastern Development & Planning Inc. 7300 Derry St. Harrisburg, PA 17111	Beaver Crk.	Dauphin County CD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Middle Paxton Twp. Dauphin Co.	PAR-10-I141	Angino & Rovener 4503 North Front St. Harrisburg, PA 17110-1708	Fishing Crk.	Dauphin County CD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Metal Township Franklin Co.	PAR-10-M150	Metal Township Municipal Authority P. O. Box 216 Willow Hill, PA 17271	West Branch Conococheague Crk.	Franklin County CD 550 Cleveland Ave. Chambersburg, PA 17201 (717) 264-8074
East Hempfield Twp. Lancaster Co.	PAR-10-O-300	Creek LLC 214A Willow Valley Lakes Drive Willow Street, PA 17584	Little Conestoga Crk.	Lancaster County CD 1383 Arcadia Road, Room 6 Lancaster, PA 17601 (717) 299-5361
Ephrata Twp. Lancaster Co.	PAR-10-O-300	Spring Glen Fresh Foods 314 Spring Glen Dr. Ephrata, PA 17522	UNT Conestoga Crk.	Lancaster County CD 1383 Arcadia Road, Room 6 Lancaster, PA 17601 (717) 299-5361
West Lampeter Twp. Lancaster Co.	PAR-10-O-306	Charlan Group Inc. 1085 Manheim Pike Lancaster, PA 17601	UNT Big Spring Run Mill Creek	Lancaster County CD 1383 Arcadia Road, Room 6 Lancaster, PA 17601 (717) 299-5361
West Lampeter Twp. Lancaster Co.	PAR-10-O-307	Kusan Development Corp. 2938 Columbia Avenue, Suite 402 Lancaster, PA 17603	Little Conestoga Crk.	Lancaster County CD 1383 Arcadia Road, Room 6 Lancaster, PA 17601 (717) 299-5361
Ephrata Twp. Lancaster Co.	PAR-10-O-308	Raymond S. Horst & Son 930 East Main St. New Holland, PA 17557	Cocalico Crk.	Lancaster County CD 1383 Arcadia Road, Room 6 Lancaster, PA 17601 (717) 299-5361
Warwick Twp. Lancaster Co.	PAR-10-O-309	Crown Properties 1891 Santa Barbara Dr. Lancaster, PA 17601	Santo Domingo Crk.	Lancaster County CD 1383 Arcadia Road, Room 6 Lancaster, PA 17601 (717) 299-5361
East Marlborough Twp. Chester Co.	PAR10-G264	New Bolton Center 382 West Street Rd. Kennett Square, PA	South Branch Red Clay Crk.	Southeast Regional Office 555 North Lane, Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6131
East Bradford Twp.	PAR10-G271	West Glen, Inc. 115 Birmingham Rd. West Chester, PA	Blackhorse Run	Southeast Regional Office 555 North Lane, Suite 6010, Lee Park Conshohocken, PA 19428 (610) 832-6131

General Permit Type—PAG-3

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Allegheny County Moon Twp.	PAR806184	PA Air National Guard Base 300 Tanker Rd. Coraopolis, PA 15108	McClarens Run	Southwest Regional Office Water Management Program Manager 400 Waterfront Dr. Pittsburgh, PA 15222-4745 (412) 442-4000
Fairview Twp. Erie Co.	PAR218316	Elk Creek Ready Mix P. O. Box 182 Girard, PA 16417	Unnamed Tributary to Trout Run	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335 (814) 332-6942

General Permit Type—PAG-04

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Cumberland Co. Upper Frankford Twp.	PAG043592	Carrie Forry-Roush 3614 Cloverfield Rd. Harrisburg, PA 17109	UNT to Conodoguinet Crk.	Southcentral Region 909 Elmerton Ave. Harrisburg, PA 17110 (717) 705-4707
Bedford Co. W. Providence Twp.	PAG043593	Gilbert Davis HCR-6, Box 53 Everett, PA 15537-0053	UNT to Clear Creek	Southcentral Region 909 Elmerton Ave. Harrisburg, PA 17110 (717) 705-4707
Jefferson Twp. Mercer Co.	PAG048494	Terrence J. and Patricia A. Collins 206 McCullough Rd. Sharpsville, PA 16150	Tributary Shenango Reservoir	Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG 8

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
East Pennsboro Twp. Cumberland Co.	PAG-08-3515	East Pennsboro Township WWTP 21 East Dulles Dr. Camp Hill, PA 17011-1108		Southcentral Region 909 Elmerton Ave. Harrisburg, PA 17110

General Permit Type—PAG 9

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Upper Mifflin Twp. Cumberland Co.	PAG-09-3511	Groff's Septic Service 99 Ickes Land Newville, PA 17241		Southcentral Region 909 Elmerton Ave. Harrisburg, PA 17110

**SEWAGE FACILITIES ACT
PLAN APPROVAL**

**Plan approval granted under the Pennsylvania
Sewage Facilities Act (35 P. S. §§ 750.1—750.20).**

*Regional Office: Water Management Program Manager,
Southcentral Region, 909 Elmerton Avenue, Harrisburg,
PA 17110.*

*Location: Greenfield Township, Blair County, R. D. 1,
Box 948, Claysburg, PA 16625.*

The approved plan provided for minor changes to pump station locations and sewer line alignments consisting of (1) elimination of existing Pump Station No. 2, the proposed pump station for the TR312 drainage area and

conveyance by gravity to an existing interceptor; (2) reconfiguration of the proposed sewer extension north of Friesville to provide service to an additional 12 customers; and (3) providing service to an additional three customers located west of Hillsboro Estates. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17).

Regional Office: Sanitarian Regional Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4708.

Permit No. 3897501. Public water supply. **Peter B. Shirk**, Millcreek Township, **Lebanon County**. *Responsible Official:* Peter B. Shirk, Owner, R. D. 2, Box 62A, Denver, PA 17517. *Type of Facility:* Installation of well pump, disinfection system, transmission main and finished water storage for Newberg Village Well A (Well No. 5).

Permit No. 3697509. Public water supply. **Northwestern Lancaster County Authority**, Penn Township, **Lancaster County**. *Responsible Official:* Robert Tucci, Chairperson, 97 North Penryn Road, Manheim, PA 17545. *Type of Facility:* The addition of a new well and related treatment to augment the existing PWS system. Proposal includes approximately 3,600 feet of water line, manganese removal and disinfection treatment and the new well.

Southwest Regional Office: Regional Manager, Water Supply Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

Permit No. 0298503-C1. Public water supply. **Municipal Authority of the Borough of West View**, 210 Perry Highway, Pittsburgh, PA 15229.

Type of Facility: Designation of water quality parameter performance requirements.

Permit to Operate Issued: May 5, 1998.

Permit No. 2691502-C1. Public water supply. **Municipal Authority of Westmoreland County**, P. O. Box 730, Greensburg, PA 15601.

Type of Facility: Designation of water quality parameter performance requirements.

Permit to Operate Issued: May 5, 1998.

Permit No. 0298501-C1. Public water supply. **Wilksburg-Penn Joint Water Authority**, 2200 Robinson Boulevard, Pittsburgh, PA 15221-1193.

Type of Facility: Designation of water quality parameter performance requirements.

Permit to Operate Issued: April 28, 1998.

Permit No. 1197505. Public water supply. **Gallitzin Water Authority**, 702 Jackson Street, Gallitzin, PA 16641.

Type of Facility: Sodium Bicarbonate for corrosion control and Potassium Permanganate for manganese treatment.

Permit to Operate Issued: April 28, 1998.

SOLID AND HAZARDOUS WASTE RESIDUAL WASTE PROCESSING FACILITIES

Permits revoked under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate solid waste processing or disposal area or site.

Regional Office: Regional Solid Waste Manager, Suite 6010, Lee Park, 555 North Lane, Conshohocken, PA 19428.

Permit No. 301243. Soil Remediation Systems, Inc., Front and Thurlow Streets, Chester, PA 19013. This permit has been revoked at the permittee's request, because Soil Remediation Systems, Inc. was never con-

structed in the City of Chester, **Delaware County**. Permit revoked in the Southeast Regional Office on April 30, 1998.

Permit Modifications (Forms Q) Granted to Authorize Alternatives to the Design Requirements in the Residual Waste Regulations

In addition to the alternate designs approved under the municipal waste program, the following alternate designs have been approved by the Department under § 287.231 of the residual waste regulations. Any proposed equivalency, even if it's on the approved lists, must be submitted as a minor permit modification, and the applicant must demonstrate the alternate design will work in the proposed location and under the conditions included in the original equivalency approval. Please contact the Regional Solid Waste Manager in the appropriate regional office for site-specific issues and/or special conditions.

Regional Office: Southcentral Regional Office, 909 Elmerton Ave., Harrisburg, PA 17110:

1. Final cover:

Final cover slope of 50% at foundry waste landfill (Process Recovery Corporation).

2. Intermediate Cover:

Direct (soil-less) revegetation of fly/bottom ash as intermediate cover (PA Power & Light Company—Holtwood SES Ash Basin No. 2).

Regional Office: Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701:

1. Leachate Detection Zone

a. A leachate detection zone consisting of one layer of geonet composite (geonet heat laminated to two 8 oz/yd² needle punched non-woven geotextiles) on the cell side slopes and one layer of geonet on the cell floor. The LDZ does not have a piping system. (White Pines Landfill)

b. Geotextile/geonet/geotextile (GPU/GENCO—Shawville Plant)

2. Protective Cover/Leachate Collection System:

a. A protective cover and leachate collection material meeting the following specifications (White Pines Landfill):

i. Gradation of the protective cover material shall be AASHTO No. 57 as specified in Table 703.2(c) of PennDot Publication 408.

ii. The protective cover material shall be hard, durable coarse aggregate meeting the Type A quality requirements for coarse aggregates specified in Section 703.2 of PennDot Publication 408.

iii. The protective cover material shall be non-calcareous and the use of slag is not permitted.

iv. The protective cover material shall have a carbonate content of less than or equal to 15% as determined by ASTM D-3042-86.

v. The protective cover material shall be non-angular. Acceptable material shall be sub-angular, sub-rounded, and rounded aggregates as defined by Section 10.1 of ASTM D2488.

In addition to the material specifications stated above for the aggregate material, the protective cover and leachate collection system shall consist of an AMOCO 4516, 16 oz/yd² geotextile to be located directly over the primary liner. As part of this equivalency approval, a

static load test was performed to evaluate the impact the protective cover has on the liner system.

b. 4 feet of bottom ash underlain by a geotextile/geonet/geotextile layer (GPU/GENCO—Shawville Plant).

3. Alternate Daily Cover

- Rusmar AC-645 Long Duration Foam (White Pines Landfill).

4. Final Cover:

- Direct revegetation of lime in lieu of placing final cover. The lime is amended with sewage sludge compost. This equivalency was approved after a demonstration project involving several test plots was completed. (Bellefonte Lime)

Regional Office: Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222-4745:

1. Final Cover

(a) soil texture use clay loam, silty clay and sandy clay with <45% clay in fine earth fraction (Armstrong)

(b) soil thickness: 18 inch final cover with total plant available water storage equivalent to 24 inches of soil specified by regulations (Armstrong)

2. Subbase

- permeability: 10-4 cm/sec with 60 mil HDPE liner and meets other design requirements (Armstrong)

3. Leachate Detection Zone

- (a) geonet with geotextile above and below (composite liner) (Armstrong)

4. Leachate Collection Zone

- (a) double layer of geonet with geotextile above and modified pipe system (Armstrong)

5. Protective Cover

- (a) 12 inches of bottom ash and 12 inches of sand (Armstrong)

6. Grading

- (a) benches 20 feet wide every 25 feet of rise for overall 33% slope (Armstrong)

Regional Office: Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16334-3581:

- A double layer of geonet in the detection zone (Witco Corp. Landfill).

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Permits issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and regulations to operate solid waste processing or disposal area or site.

Regional Office: Regional Solid Waste Manager, Lee Park, 555 North Lane, Suite 6010, Conshohocken, PA 19428.

Permit No. 400691. Upper Moreland Hatboro Joint Sewer Authority, 2875 Terwood Road, Willow Grove, PA 19090-0535. This permit was approved for the permitting of an existing municipal sewage sludge incinerator located in Upper Moreland Township, **Montgomery County**. Permit issued in the Southeast Regional Office on April 30, 1998.

Southcentral Regional Office: Regional Solid Waste Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4706.

Permit No. 301316. Keystone Environmental Services Transfer Station, Keystone Environmental Service, Inc. (1,100 S. Pottsville Pike, Shoemakersville, PA 19555). Application for construction and operation of a residual waste transfer station located in Perry Township, **Berks County**. Permit issued in the Regional Office April 30, 1998.

Permit No. 602247. A & M Composting, A & M Composting Inc. (2022 Mountain Road, Manheim, PA 17545). Application for permit modification for the addition of a sludge receiving basin and Windrow Exhaust Collection System. Permit issued in the Regional Office April 29, 1998.

Northwest Regional Office: Regional Solid Waste Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6848.

Permit No. 300995. Witco Chemical Corporation, One Witco Lane, Petrolia, PA 16050, located in Fairview Township, **Butler County**. A permit was reissued to Witco Corporation to operate a captive Class I residual waste landfill at the Petrolia Plant in the Regional Office on April 30, 1998.

Permits revoked under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate solid waste processing or disposal area or site.

Southcentral Regional Office: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4706.

Permit No. 602622. Rose Tree Farm, BFI, Inc. (Mineview Drive, P. O. Box 128, Morgantown, PA 19543). This permit has been revoked at the applicant's request located in Union Township, **Berks County**. Permit revoked in the Regional Office on April 20, 1998.

Permit No. 603356. Esbenshade Farm, BFI, Inc. (Mineview Drive, P. O. Box 128, Morgantown, PA 19543). This permit has been revoked at the applicant's request located in East Drumore Township, **Lancaster County**. Permit revoked in the Regional Office on April 20, 1998.

Permit No. 603222. Woodland Camp and Trailer Park, Groff's Septage Service (99 Ickes Lane, Newville, PA 17241). This permit has been revoked at the applicant's request located in Toboyne Township, **Perry County**.

AIR RESOURCES

OPERATING PERMITS

General Plan Approval and Operating Permit issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Southwest Regional Office: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

GP-03-00153: Seven Sisters Mining Co., Inc. (Box 147 Star Route, Spring Church, PA 15686) issued May 7, 1998, for the operation of nonmetallic mineral processing facility at Coleman Mine in South Bend Township, **Armstrong County**.

GP-26-00485: Douglas Oil & Gas, Inc. (400 Southpointe Blvd., Canonsburg, PA 15317) issued May 7, 1998, for the operation of a gas compressor station at Vanderbilt Station in Dunbar Township, **Fayette County**.

Administrative Amendment of Operating Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Southeast Regional Office: Air Quality Program, 555 North Lane, Conshohocken, PA 19428, (610) 832-6242.

CP-46-0005: Merck & Company, Inc. (770 Summeytown Pike, West Point, PA 19486) issued April 21, 1998, for Facility VOCs/Nox RACT in Upper Gwynedd Township, **Montgomery County**.

23-301-099A: Foamex, L. P. (1500 East Second Street, Eddystone, PA 19013) revoked May 5, 1998, for an incinerator in Eddystone Borough, **Delaware County**.

Operating Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Southeast Regional Office: Air Quality Program, 555 North Lane, Conshohocken, PA 19428, (610) 832-6242.

46-310-019B: Highway Materials, Inc. (1128 Crusher Road, Perkiomenville, PA 18074) issued for the operation of a stone crusher in Marlborough Township, **Montgomery County**.

09-399-025: Air Liquide America Corp, Alphagaz Division (19 Steel Road West, Morrisville, PA 19067) issued for the operation of a specialty gas facility in Falls Township, **Bucks County**.

46-399-113: Ford Electronics & Refrigeration Corp. (2750 Morris Road, Lansdale, PA 19446) issued for the operation of two selective soldering machines in Worcester Township, **Montgomery County**.

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (717) 327-3637.

49-318-033: Shumaker Industries, Inc. (P. O. Box 206, Northumberland, PA 17857) issued April 21, 1998, for the operation of a shotblasting and miscellaneous metal parts and products surface coating operation in Northumberland Borough, **Northumberland County**.

41-309-004: P Stone, Inc. (P. O. Box 254, Jersey Shore, PA 17740) issued April 21, 1998, for the operation of an agricultural limestone production facility and a fabric collector in Limestone Township, **Lycoming County**.

55-302-013: Cherry Hill Hardwoods, Inc. (R. R. 1, Box 900, Richfield, PA 17086) issued April 21, 1998, for the operation of a 9.6 million btu/hour wood-fired boiler and a multitube mechanical collector in West Perry Township, **Snyder County**.

19-319-001: Schultz Electroplating, Inc. (R. R. 5, Box 195, Bloomsburg, PA 17815-8942) issued April 28, 1998, for the operation of two hard chromium electroplating baths and a composite mesh pad mist eliminator in South Centre Township, **Columbia County**. These elec-

troplating baths are subject to Subpart N of the National Emission Standards for Hazardous Air Pollutants, 40 CFR Part 63.

Southwest Regional Office: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

63-303-007: Commercial Stone Co., Inc. (2200 Springfield Pike, Connellsville, PA 15425) issued May 7, 1998, for the installation of bituminous asphalt manufacturing at Dunningsville in Somers Township, **Washington County**.

63-313-027A: Ametek, Inc. (P. O. Box 427, Eighty Four, PA 15330) issued for the installation of a water atomization process at the Specialty Metal Products Division in North Strabane Township, **Washington County**.

OP-63-00654: Elliott Turbomachinery Co., Inc. (213 Scott Street Ext., Donora, PA 15033) issued May 7, 1998, for repair services at Elliott Support Services in Donora Borough, **Washington County**.

OP-26-00020: Commercial Stone Co., Inc. (2200 Springfield Pike, Connellsville, PA 15425) issued May 7, 1998, for the installation of limestone processing at Rich Hill in Bullskin Township, **Fayette County**.

OP-56-00145: Berlin Brothersvalley School District (1025 East Main Street, Berlin, PA 15530) issued May 7, 1998, for the installation of school boilers at the Elementary School in Berlin Borough, **Somerset County**.

PLAN APPROVALS

Plan Approvals issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Southeast Regional Office: Air Quality Program, 555 North Lane, Conshohocken, PA 19428, (610) 832-6242.

PA-46-0005E: Merck & Co., Inc. (770 Summeytown Pike, West Point, PA 19486) issued April 20, 1998, for the operation of a waste heat incinerator in Upper Gwynedd Township, **Montgomery County**.

PA-23-0006B: Foamex LP (1500 E. Second Street, Eddystone, PA 19022) issued April 28, 1998, for the operation of a felt press (E5) in Eddystone Borough, **Delaware County**.

23-313-003C: Esschem, Inc. (4000 Columbia Avenue, Linwood, PA 19061) issued April 29, 1998, for the operation of a methacrylate based polymer process in Lower Chichester Township, **Delaware County**.

Southcentral Regional Office: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702.

06-1007M: Carpenter Technology Corp. (P. O. Box 14662, Reading, PA 19612-4662) issued April 27, 1998, for construction of the batch reheat furnace F-830 low Nox burners at Building 84 in Reading/Muhlenberg Township, **Berks County**.

06-1069A: East Penn Mfg. Co., Inc. (P. O. Box 147, Lyon Station, PA 19536-0147) issued April 27, 1998, construction of the wastewater treatment plant controlled by three fabric collectors in Richard Township, **Berks County**. This source is subject to 40 CFR 60, Subpart E, Standards of Performance for New Stationary Sources.

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (717) 327-3637.

08-302-038A: Leprino Foods Co. (117 Bradford Street, South Waverly, PA 18840) issued April 14, 1998, for the construction of a 20.9 million btu per hour natural gas/no. 6 fuel oil fired boiler in South Waverly Borough, **Bradford County**.

41-302-044B: Koppers Industries, Inc. (P. O. Box 189, Montgomery, PA 17752) issued April 14, 1998, for the modification to increase allowable 3 hour carbon monoxide emission limit of a creosoted woodwaste fired cogeneration boiler and an electrostatic precipitator in Clinton Township, **Lycoming County**.

49-309-007J: Meckley's Limestone Products, Inc. (R. D. 1, Box 950, Herndon, PA 17830) issued April 15, 1998, for the construction of a screen and two conveyors in a stone crushing plant in Lower Mahanoy Township, **Northumberland County**. The screen and two conveyors are subject to Subpart OOO of the Federal Standards of Performance for New Stationary Sources.

41-304-014B: Andritz, Inc. (Sherman Street, Muncy, PA 17756) issued April 29, 1998, for the installation of a fabric collector on an iron castings finishing area in Muncy Borough, **Lycoming County**.

Southwest Regional Office: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

PA-63-565A: Washington Penn Plastic Co., Inc. (2080 N. Main Street, Washington, PA 15301) issued May 7, 1998, for installation of an extrusion line at Performance Products in South Strabane Township, **Washington County**.

PA-63-626A: Washington Penn Plastic Co., Inc. (2080 N. Main St., P. O. Box 236, Washington, PA 15301) issued May 7, 1998, for installation of a banbury extruder line at V-Bat Division in Canton Township, **Washington County**.

PA-04-044A: Zinc Corp. of America (300 Frankfort Road, Monaca, PA 15061) issued May 7, 1998, for the construction of a zinc high grade column no. 29 at the Monaca Zinc Smelter in Porter Township, **Beaver County**.

Northwest Regional Office: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940.

PA-43-290A: Winner Steel Services, Inc. (277 Sharpsville Avenue, Sharon, PA 16146) issued April 19, 1998, for the construction of a galvanizing line furnace in Sharon, **Mercer County**.

PA-20-232A: Meadville Plating Co. (10775 Franklin Pike, Meadville, PA 16335) issued May 4, 1998, for the installation of a packed bed scrubber in West Mead Township, **Crawford County**.

PA-25-028B: International Paper Co. (1540 East Lake Road, Erie, PA 16533) issued May 4, 1998, for the installation of a lime silo and lime slaker in Erie, **Erie County**.

PA-43-170A: Werner Co., Greenville Division (93 Werner Road, Greenville, PA 16125) issued May 4, 1998, for the installation of a pultrusion process in Sugar Grove Township, **Mercer County**.

Plan Approvals extensions issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Southeast Regional Office: Air Quality Program, 555 North Lane, Conshohocken, PA 19428, (610) 832-6242.

15-317-020: Bakery Feeds, Inc. (4221 Alexandria Pike, Cole Spring, KY 41076) issued November 30, 1997, for the operation of a bakery waste plant in Honeybrook Township, **Chester County**.

15-314-004: Norwood Industries, Inc. (57 Morehall Road, East Whiteland, PA 19355) issued April 21, 1998, for the operation of a dust collector in East Whiteland Township, **Chester County**.

15-314-003: Norwood Industries, Inc. (57 Morehall Road, East Whiteland, PA 19355) issued April 21, 1998, for the operation of a six storage tanks in East Whiteland Township, **Chester County**.

15-314-002: Norwood Industries, Inc. (57 Morehall Road, East Whiteland, PA 19355) issued April 21, 1998, for the operation of a medical device manufacturing process in East Whiteland Township, **Chester County**.

15-301-071A: Wyeth-Ayerst Laboratories, Inc. (31 Morehall Road, Paoli, PA 19301) issued April 21, 1998, for the operation of a waste incinerator in East Whiteland Township, **Chester County**.

46-308-018: Hale Products, Inc. (700 Spring Mill Avenue, Conshohocken, PA 19428) issued April 29, 1998, for the operation of a non-ferrous induction furnace in Plymouth Township, **Montgomery County**.

09-318-074: RAMA Display Corporation (780 Haunted Lane, Bensalem, PA 19020) issued April 29, 1998, for the operation of a fabric filter adhesives spray booth in Bensalem Township, **Bucks County**.

Southcentral Regional Office: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702.

21-312-021: Scranton-Altoona Terminals Corp. (P. O. Box 2621, Harrisburg, PA 17105) granted May 1, 1998, to authorize temporary operation of the petroleum product loading rack (gasoline, diesel and No. 2 fuel oil) controlled by a vapor combustion unit covered by this Plan Approval until August 28, 1998, at their Mechanicsburg Terminal-Texaco Road, in Silver Spring Township, **Cumberland County**. This source is subject to 40 CFR 60, Subpart XX, Standards of Performance for New Stationary Sources.

67-310-004F: Medusa Minerals Co. (P. O. Box 220, Thomasville, PA 17364) granted April 1, 1998, to authorize temporary operation of the secondary crusher and screening circuit covered by this Plan Approval until July 29, 1998, in Jackson Township, **York County**.

Southwest Regional Office: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

PA-32-040A: GPU Generation, Inc. (1001 Broad Street, Johnstown, PA 15907) issued May 7, 1998, for the installation of Boiler 15 at the Seward Station in East Wheatfield Township, **Indiana County**.

65-307-054B: Teledyne Inc. (P. O. Box 151, Latrobe, PA 15650) issued May 7, 1998, for the construction of an EAF oxygen lance and AOD vessel at the Teledyne Allvac facility in Derry Township, **Westmoreland County**.

65-307-076: Allegheny Ludlum Steel Corp. (100 River Road, Brackenridge, PA 15014) issued May 7, 1998, for the installation of a no. 91 anneal and pickle line at the Vandergrift Plant in Vandergrift Borough, **Westmoreland County**.

26-305-034: Canestrале Contracting, Inc. (P. O. Box 234, Belle Vernon, PA 15012) issued May 7, 1998, for the construction of a loading/unloading/stockpiling facility at the LaBelle Site in Luzerne Township, **Fayette County**.

PA-56-263A: Penn Coal, Inc. (214 College Park Plaza, Johnstown, PA 15904) issued May 7, 1998, for the installation of a coal screening facility at Sarah Mine in Jenner Township, **Somerset County**.

56-322-002: Shade Landfill, Inc. (Pk W Two, Ste. 420, 2000 Cliff Mine Road, Pittsburgh, PA 15275) issued May 7, 1998, for the construction of a landfill gas management system in Shade Township, **Somerset County**.

63-307-023B: Lukens Steel Company (P. O. Box 494, Washington, PA 15301) issued May 7, 1998, for the construction of a vessel/ladle lancing area at the Houston Plant in Houston Borough, **Westmoreland County**.

65-309-061B: Norton Pakco Industrial Ceramics (55 Hillview Avenue, Latrobe, PA 15650) issued May 7, 1998, for the operation of a ceramic mixing and firing facility at the Derry Plant in Derry Township, **Westmoreland County**.

PA-63-101A: Maple Creek Mining, Inc. (981 Route 917, Bentleyville, PA 15314) issued May 7, 1998, for the operation of a coal storage area at the Maple Creek Preparation Plant in New Eagle Borough, **Washington County**.

56-307-001F: First Miss Steel, Inc. (230 Box 509, Hollsopple, PA 15935) issued May 7, 1998, for the operation of an oxygen converter at the Stony Creek Plant in Quemahoning Borough, **Somerset County**.

65-305-051: Canestrале Yards (P. O. Box 396, Chagrin Falls, OH 44022) issued May 7, 1998, for the operation of coke processing at the Canestrале Yards in Rostraver Township, **Westmoreland County**.

63-307-023A: Lukens Steel Co. (P. O. Box 494, Washington, PA 15301) issued May 7, 1998, for the operation of two electric arc furnaces (EAF) at the Houston Plant in Houston Borough, **Washington County**.

PA-63-110B: Corning Consumer Products Co. (100 8th Street, Charleroi, PA 15022) issued May 7, 1998, for the operation of a Glass Melting Tank 56 at the Charleroi Plant in Charleroi Borough, **Washington County**.

PA-65-093A: Hyde Park Foundry (Railroad Street, P. O. Box 187, Hyde Park, PA 15641) issued May 7, 1998, for the operation of a magnesium inoculation at the National Roll Company in Hyde Park Borough, **Westmoreland County**.

63-307-027: American Iron Oxide Co. (Foster Plaza, # 7, 661 Andersen Drive, Pittsburgh, PA 15220) issued May 7, 1998, for the operation of iron oxide production at the Allenport Plant in Allenport Borough, **Washington County**.

32-000-200: Indiana University of Pennsylvania (425 Pratt Drive, Indiana, PA 15705) issued May 7, 1998, for the operation of a cogeneration facility at S. W. Jack Cogeneration Plant in Indiana, **Indiana County**.

REASONABLY AVAILABLE CONTROL TECHNOLOGY (RACT)

Administrative Amendment of Operating Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations for an Operating Permit to comply with 25 Pa. Code § 127.450 for Reasonable Available Control Technology.

Southeast Regional Office: Air Quality Program, 555 North Lane, Conshohocken, PA 19428, (610) 832-6242.

OP-46-0031: SmithKline Beecham Research Co. (1250 S. Collegeville Road, Collegeville, PA 19426) revised May 1, 1998, for Facility NOx RACT in Upper Providence Township, **Montgomery County**.

OP-23-0006A: Foamex International, Inc. (1500 East Second Street, Eddystone, PA 19022) revised May 5, 1998, for Facility VOC/NOx RACT in Eddystone Borough, **Delaware County**.

MINING

APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 water quality certification. Mining activity permits issued in response to the applications will also address the applicable permitting requirements of the following statutes: the Air Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

Ebensburg District Office, 437 South Center Street, P. O. Box 625, Ebensburg, PA 15931-0625.

Coal Permits Issued

56920110. Permit Renewal. Svonavec, Inc. (140 West Union Street, Somerset, PA 15501), commencement, operation and restoration of bituminous strip mine, valid for reclamation only in Black Township, **Somerset County**, affecting 355.4 acres, receiving streams two unnamed tributaries of Coxes Creek, an unnamed tributary of Laurel Run and an unnamed tributary of Wilson Creek, all to Coxes Creek to the Casselman River. Application received May 1, 1998. Issued May 4, 1998.

56960107. Godin Brothers, Inc. (136 Godin Drive, Boswell, PA 15531), revision for a stream variance to conduct mining activities within 100 feet of an unnamed tributary to Quemahoning Creek. The primary purpose is for the construction of a haulroad crossing over an unnamed tributary to Quemahoning Creek. The haulroad crossing will be installed approximately 340 feet below where the unnamed tributary crosses T-655. SMP acres—128.6—receiving streams unnamed tributaries to/and Quemahoning Creek, located in Jenner Township, **Somerset County**. Application received March 27, 1998. Issued May 8, 1998.

Hawk Run District Office, P. O. Box 209, Hawk Run, PA 16840.

17980901. R. B. Contracting (R. R. 1, Box 13, Curwensville, PA 16833), commencement, operation and restoration of an incidental coal extraction permit, Knox Township, **Clearfield County** affecting 5.8 acres, receiving streams: unnamed tributary to Potts Run to the West Branch of the Susquehanna River. Application received February 25, 1998. Permit issued April 27, 1998.

McMurray District Office, 3913 Washington Road, McMurray, PA 15317.

32921302. Helvetia Coal Co. (P. O. Box 729, Indiana, PA 15701), to revise the permit for the Marshall Run Mine in Young Township, **Indiana County**, revision to permit area and subsidence control plan area, no additional discharges. Permit issued April 22, 1998.

30841316. Consol Pennsylvania Coal Co. (P. O. Box 174, Graysville, PA 15337), to revise the permit for the Bailey Mine in Richhill Township, **Greene County** to add 625 permit and subsidence control plan acres, no additional discharges. Permit issued April 24, 1998.

03871302. Triple K Coal Co. (R. D. 1, Box 308, Rural Valley, PA 16249), to renew the permit for the Triple K No. 1 Mine in Burrell Township, **Armstrong County**, no additional discharges. Permit issued April 29, 1998.

11841302. Trent Coal Co., Inc. (1789 Stoystown Rd., Friedens, PA 15541), to renew the permit for the Rice #2/Arrow #3 Mine in Portage and Summerhill Township, **Cambria County**, no additional discharges. Permit issued April 29, 1998.

Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

Noncoal Permits Issued

35950302T2. Keystone Pocono Block & Supply Co., Inc. (750 West Linden Street, Scranton, PA 18503), commencement, operation and restoration of a quarry operation in the City of Scranton, **Lackawanna County** affecting 8.0 acres, receiving stream—none. Transfer issued May 8, 1998.

Hawk Run District Office, P. O. Box 209, Hawk Run, PA 16840.

Small Industrial Mineral Authorizations Granted

41970801. Donald L. Steinbacher (R. R. 3, Box 424, Williamsport, PA 17701), commencement, operation and restoration of a small industrial mineral (shale) permit in Limestone Township, **Lycoming County** affecting 3 acres, receiving streams: unnamed tributary, tributary to Nigart Run. Application received August 22, 1997. Authorization granted April 30, 1998.

Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

General Small Noncoal Authorizations Granted

60980801. Michael Krushinski, Jr. (R. R. 2, Box 263, Mifflinburg, PA 17844), commencement, operation and restoration of a small quarry operation in Buffalo Township, **Union County** affecting 4.0 acres, receiving stream—none. Authorization granted May 6, 1998.

ACTIONS TAKEN UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

The Department of Environmental Protection (Department) has taken the following actions on previously received Dam Safety and Encroachment permit applica-

tions, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

Persons aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law) to the Environmental Hearing Board, 400 Market Street, Floor 2, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, 1 (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of the written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

Actions on applications filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and sections 5 and 402 of The Clean Streams Law (35 P. S. §§ 691.5 and 691.402) and notice of final action for certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)). (Note: Permits issued for Small Projects do not include 401 Certification, unless specifically stated in the description).

Northcentral Region: Water Management, Soils and Waterways, F. Alan Sever, Chief, 208 West Third St., Williamsport, PA 17701.

E08-333. Encroachment. **Frank Brockway**, R. R. 1, Box 1322, Gillett, PA 16925-1322. To maintain a double-wide mobile home with two decks and a 10 foot by 12 foot storage shed in the floodway of South Creek. The project is located on the east side of Rt. 14 at the intersection of Mott Town Road with Rt. 14 (Gillett, PA Quadrangle N: 10.7 inches; W: 6.6 inches) in South Creek Township, **Bradford County**. This permit was issued under section 105.13(e) Small Projects.

E19-174. Encroachment. **Drue S. Heckman**, R. R. 4, Box 4875, Berwick, PA 18603. To repair, operate and maintain a single span bridge across Glen Brook to provide access to a private, single residence. The repair work shall consist of removing the existing steel beams and deck and constructing a new superstructure with steel I-beams and wooden decking. The project is located along the western right-of-way of SR 1025 approximately 500 feet south of the intersection of SR 1014 and SR 1025 (Berwick, PA Quadrangle N: 14.0 inches; W: 15.4 inches) in Briar Creek Township, **Columbia County**. This permit was issued under section 105.13(e) Small Projects. This permit also includes 401 Water Quality Certification.

E41-421. Encroachment. **Kirkwood and Pauline Personius**, 26 Commodore Pkwy., Rochester, NY 14625. To construct and maintain a two-story 40 foot by 40 foot seasonal residence with a subfloor elevation of 576.0 feet supported on a concrete block wall enclosed storage area equipped with two 2 foot by 3 foot flotation doors and 13 reinforced concrete block pillars in the floodway of Pine Creek located approximately 0.5 mile south of the confluence of Gamble Run and Pine Creek (Jersey Shore, PA Quadrangle N: 20.15 inches; W: 11.75 inches) in Watson

Township, **Lycoming County**. This permit was issued under section 105.13(e) Small Projects.

E59-356. Encroachment. **Greg C. Grego**, P. O. Box 8, Morris, PA 16938. To construct and maintain an electrical service transmission line and an aerial cable car system over Babbs Creek approximately 4 miles southwest of Blackwell at the intersection of Wilson Hill Road with Rt. 414 (Morris, PA Quadrangle N: 11.00 inches; W: 16.1 inches) in Morris Township, **Tioga County**. This permit was issued under section 105.13(e) Small Projects.

E59-357. Encroachment. **Delmar Township Supervisors**, R. R. 5, Box 70A, Wellsboro, PA 16901. Remove an existing structure and to 1) construct, operate and maintain a single cell aluminized steel arch culvert to carry T-468 across Dantz Run; 2) and to realign 275.0 linear feet of Dantz Run to protect T-468 from flooding. The steel arch culvert shall be constructed with a span of 13 feet, rise of 8.3 feet and length of 48 feet: the realigned reach of the channel shall be constructed with channel bottom width of 15 feet and minimum side slopes 1 foot vertical to 3 feet horizontal. The project is located along the southern right-of-way of SR 0006 approximately 2 miles south of the intersection of T-468 and SR 0006 (Tiadaghton, PA Quadrangle N: 22.5 inches; W: 1.1 inches) in Delmar Township, **Tioga County**. This permit was issued under section 105.13(e) Small Projects. This permit also includes 401 Water Quality Certification.

Southeast Regional Office: Program Manager, Water Management Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

E15-553. Encroachment Permit. **University of Pennsylvania-New Bolton Center**, 382 West Street Road, Kennett Square, PA 19348-1692. To enlarge and maintain an existing 1.3 acre farm pond along an unnamed tributary of South Brook (TSF) to provide stormwater management for the New Bolton Center of the University of Pennsylvania, to relocate approximately 150 linear feet of stream channel by constructing 225 linear feet of relocated channel and to construct and maintain approximately 205 linear feet of a temporary diversion channel to convey a separate unnamed tributary of South Brook during modification of the pond. This permit also approves an Environmental Assessment authorization to construct a nonjurisdictional dam upstream of the existing pond to serve as a sediment forbay. The site is located approximately 1,700 feet east of the intersection of Street Road (S. R. 0926) and Byrd Road (West Grove, PA USGS Quadrangle N: 21.6 inches; W: 0.25 inch) in East Marlborough Township, **Chester County**. This permit was issued under section 105.13(e) Small Projects. This permit also includes 401 Water Quality Certification.

E15-563. Encroachment Permit. **B. J. Drueding Builders, Inc.**, 150 Strafford Avenue, Suite 350, Wayne, PA 19087-3144. To construct and maintain a twin 10.0 foot wide by 4.0 foot high by 63.0 foot long box culvert in and along an unnamed tributary to Valley Creek (EV) to provide access to Minden Lane Residential Subdivision. The site is located approximately 3,600 feet north of the intersection of Swedesford Road and North Valley Road (Valley Forge, PA Quadrangle N: 12.9 inches; W: 16.3 inches) in Tredyffrin Township, **Chester County**.

E15-560. Encroachment Permit. **Downingtown Area School District**, 112 Wallace Avenue, Downingtown, PA 19335. To construct and maintain approximately 1,013 linear feet of security chain link fence across three unnamed tributaries to Valley Creek (CWF-MF) and

adjacent wetlands. This work is associated with the construction of the new Middle School East in the Downingtown Area School District located approximately 2,000 feet south of the intersection of S. R. 113, Old Village Avenue and Whitford Road (Downingtown, PA USGS Quadrangle N: 8.7 inches, W: 4.7 inches) in Uwchlan Township, **Chester County**.

Southwest Regional Office: Soils and Waterways Section, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E02-1214. Encroachment. **County of Allegheny**, 501 County Office Building, 542 Forbes Avenue, Pittsburgh, PA 15219-2747. To rehabilitate and maintain the Homestead Hi-Level Bridge having a total span of approximately 3,321.0 feet with a minimum underclearance of approximately 80.0 feet across the Monongahela River (WWF), consisting of widening the roadway, bridge painting, the replacement of span number 5 and minor structure repairs. The bridge is located just northwest of the intersection of West Street and W. 8th Avenue (S. R. 837) (Pittsburgh East, PA Quadrangle N: 6.5 inches; W: 6.1 inches) in Homestead Borough and the City of Pittsburgh, **Allegheny County**. This permit was issued under section 105.13(e) Small Projects. This permit also includes 401 Water Quality Certification.

E02-1215. Encroachment. **Municipal Authority of Westmoreland County**, SW Corner of U. S. Route 30, West and Greengate Road, Greensburg, PA 15601. To construct and maintain an intake structure, a footbridge and to place and maintain fill in the channel of and along the right bank of the Youghiogheny River (WWF) for the purpose of replacing the existing intake structure. The project is located at the McKeesport Water Treatment Plant just upstream from the 15th Street Bridge (McKeesport, PA Quadrangle N: 16.2 inches; W: 15.35 inches) in the City of McKeesport, **Allegheny County**. This permit was issued under section 105.13(e) Small Projects. This permit also includes 401 Water Quality Certification.

E11-260. Encroachment. **Ebensburg Properties, LP**, 564 Forbes Avenue, Suite 700, Pittsburgh, PA 15219. To place and maintain fill in 1.23 acres of palustrine emergent wetlands for the purpose of constructing a commercial development. The project is located in the watershed of an unnamed tributary to South Branch Blacklick Creek (CWF) and along U. S. 22 approximately 4,000 feet east of its interchange with U. S. 219 (Nanty Glo, PA Quadrangle N: 18.3 inches; W: 0.1 inch) in Cambria Township, **Cambria County**. The applicant will compensate for wetland loss by creating 1.40 acres of palustrine emergent and scrub-shrub wetlands on an adjacent area.

Central Office: Bureau of Water Quality Protection, Division of Waterways, Wetlands and Erosion Control, 400 Market Street, 10th Floor, P. O. Box 8775, Harrisburg, PA 17105-8775, (717) 787-6827.

Permit No. E11-18A. Encroachment. Permit Amendment. **GPU Energy**, 2800 Pottsville Pike, Post Office Box 16001, Reading, PA 19640-0001. GPU Energy is authorized to construct, modify, abandon or remove overhead and underground electric facilities in or across the 100-year floodplain in municipalities and counties within GPU's service area. This permit does not authorize activities in wetlands, and the permit is conditioned accordingly. This service area includes the service territory of the former Pennsylvania Electric Company (Penelec) which includes all or part of **Armstrong, Bedford, Blair, Bradford, Cambria, Cameron, Centre, Clarion, Clearfield, Clinton, Crawford,**

Cumberland, Elk, Erie, Forest, Franklin, Huntingdon, Indiana, Jefferson, Juniata, Lackawanna, Lycoming, McKean, Mifflin, Perry, Potter, Somerset, Sullivan, Susquehanna, Tioga, Venango, Warren, Wayne, Westmoreland and Wyoming counties; and the service territory of the former Metropolitan Edison County (Met-Ed) which includes all or part of **Adams, Berks, Bucks, Chester, Cumberland, Dauphin, Lancaster, Lebanon, Lehigh, Monroe, Montgomery, Northampton, Perry, Pike and York counties.**

WATER ALLOCATIONS

Actions taken on applications filed under the act of June 24, 1939 (P. L. 842, No. 365) (32 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of this Commonwealth.

Southwest Regional Office; Regional Manager; Water Supply Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

Permits issued on April 21, 1998.

WA-84A. Water Allocation. **Saltsburg Borough Water Authority, Indiana County, PA.** Modification Order granting the Municipal Authority of Westmoreland County the right to purchase up to 140,000 gallons per day from Saltsburg Borough.

WA3-842C. Water Allocation. **Kittanning Suburban Joint Water Authority, Armstrong County, PA.** Modification Order granting the Worthington Municipal Authority the right to purchase up to 100,000 gallons per day from Kittanning Suburban.

WA3-1005. Water Allocation. **Worthington Borough Municipal Authority, Armstrong County, PA.** The right to purchase 100,000 gallons per day of water, as a 30 day average, from the Kittanning Suburban Joint Water Authority, Armstrong County.

SPECIAL NOTICES

Notice of Intent to Issue Synthetic Minor Operating Permit Permit No. S95-054

Philadelphia County

City of Philadelphia Air Management Services (AMS) intends to issue a Synthetic Minor Operating Permit (Permit No. S95-054) to Amerada Hess Corporation for the gasoline terminal located at 1630 South 51st Street, Philadelphia, PA 19143.

The facility is a bulk gasoline terminal subject to the operating permit requirements under 25 Pa. Code Chapter 127, Subchapter F (relating to operating permit requirements). It applied for a synthetic minor operating permit and accepted emission limitations in order to avoid being a major facility subject to the operating permit requirements under Title V of the Federal Clean Air Act and 25 Pa. Code Chapter 127, Subchapter G (relating to Title V operating permits). Its major sources of emissions include three gasoline storage tanks, and a gasoline loading rack which without emission limitations would have the potential to emit major source levels of volatile organic compounds (VOCs) and hazardous air pollutants (HAPs).

Copies of the Synthetic Minor application, proposed permit and other relevant information are available for public inspection at Air Management Services, Spelman Building, 321 University Avenue—2nd Floor, Philadel-

phia, PA 19104. An appointment to review the documents may be scheduled by contacting Brenda Bonner at (215) 685-7572 between 8 a.m. and 4:30 p.m., Monday through Friday, except holidays.

Interested persons may submit written comments, suggestions or objections concerning the proposed Synthetic Minor permit to Thomas Huynh, Chief of Source Registration, Air Management Services, 321 University Avenue, Philadelphia, PA 19104 within 30 days of publication of this notice. Written comments submitted to AMS during the 30-day public comment period shall include the name, address and telephone number of the person submitting the comments.

AMS reserves the right to hold a public hearing on the proposed action based upon the information received during the public comment period and will provide notice of any scheduled public hearing at least 30 days in advance of the hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation where the facility is located.

[Pa.B. Doc. No. 98-819. Filed for public inspection May 22, 1998, 9:00 a.m.]

Adoption and Implementation of the Section 112(g)(2)(B) Program

Effective June 29, 1998, the Department of Environmental Protection (Department) will implement and enforce the maximum achievable control technology (MACT) requirements for certain major sources of hazardous air pollutants (HAPs), on a case-by-case basis, as required under Section 112(g)(2)(B) of the Federal Clean Air Act. State and local permitting authorities with delegated Title V Operating Permit Programs must set HAP emission limits, based on case-by-case determinations, at the same level that will be established by the final MACT standard adopted by the United States Environmental Protection Agency (EPA) for a respective source category.

Adoption of the Section 112(g) program implements the "Hazardous Air Pollutants: Regulations Governing Constructed or Reconstructed Major Sources" promulgated by EPA on December 27, 1996 (61 FR 68384). These regulations, codified at 40 CFR 63.40—63.44, must be implemented no later than 18 months from the date of publication of the provisions in the *Federal Register*. The Section 112(g)(2)(B) program requirements apply to the construction of new major facilities (that is, greenfield facilities) and the reconstruction of major sources of HAP at existing facilities with potential HAP emissions equal to or greater than 10 tons per year for a single HAP or 25 tons per year or more of any combination of HAPs. The Section 112(g) program requirements do not apply to the following:

1. Research and development activities as defined in 40 CFR 63.41
2. Stationary sources that are within a source category that has been deleted from the source category list pursuant to Section 112(c)(9) of the Clean Air Act
3. Electric utility steam generating units unless and until those units are added to the source category list established under Section 112(c)(5) of the Clean Air Act

Section 6.6(b) of the Air Pollution Control Act authorizes the Department to establish performance or emission standards on a case-by-case basis for individual

sources or a category of sources if EPA has not developed a standard to control HAP emissions under Section 112(c) of the Clean Air Act. The Department's implementing regulations in 25 Pa. Code § 127.35 (relating to maximum achievable control technology standards for hazardous air pollutants), establishes the process that the Department will use to create case-by-case MACT determinations in Federally enforceable plan approvals.

The Department will submit copies of this notice and a Section 112(g)(2)(B) program description to EPA, no later than May 29, 1998. The section 112(g) program submittal will also include a certification that Pennsylvania's plan approval program (preconstruction review) meets the requirements of 40 CFR 63.40—63.44.

Copies of the Section 112(g) program description and certification may be obtained by contacting Krishnan Ramamurthy, Chief, Technical Support Section, Bureau of Air Quality at (717) 787-9256 (or by E-mail: ramamurthy.krishnan@a1.dep.state.pa.us). The documents are also available on the DEP Web site at <http://www.dep.state.pa.us>.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-820. Filed for public inspection May 22, 1998, 9:00 a.m.]

Final Section 111(d)/129 State Plan for Large Municipal Waste Combustors

On December 19, 1995, the United States Environmental Protection Agency (EPA) promulgated performance standards for new municipal waste combustors (MWCs) and emission guidelines (EG) for existing MWCs under sections 111 and 129 of the Federal Clean Air Act (CAA). The standards of performance for new stationary sources (NSPS) and the emission guidelines for existing large MWCs are codified at 40 CFR Part 60, Subpart Eb and Subpart Cb, respectively (60 FR 65382). The Emission Guidelines were amended on August 25, 1997, to apply solely to existing MWCs constructed, modified or reconstructed on or before September 20, 1994, with a combustion capacity of 250 tons per day of municipal solid waste. (62 FR 4511).

According to 40 CFR Part 60, Subparts B and Cb, states are required to prepare and submit a State Plan to the EPA to implement the Emission Guidelines for Municipal Waste Combustors (MWCs). The State Plans for MWCs should have been submitted to the EPA for approval by December 19, 1996. However, on December 6, 1996, the Court of Appeals for the District of Columbia Circuit vacated the 1995 standards and guidelines because the standards failed to require an evaluation of individual MWC units on a unit-by unit basis. On March 21, 1997, the Court granted the EPA's petition for rehearing and amended its opinion and vacated the standards only as they apply to small MWC units and cement kilns. *Davis County Solid Waste Management and Recovery District v. EPA*, 101 F. 3d 1395 (D. C. Cir. 1996), amended, 108 F. 3d 1454 (D. C. Cir. 1997).

The Department of Environmental Protection (Department) has developed a Section 111(d)/129 State Plan for large existing designated MWCs in accordance with 40 CFR Part 60 Subparts B and Cb. On December 6, 1997, the Department published a notice of public hearings on the State Plan and provided a 30-day public comment

period. The hearings were held in Conshohocken, PA on January 7, 1998, and Harrisburg, PA on January 8, 1998 (27 Pa.B. 6373).

The Final Section 111(d)/129 State Plan was submitted to the EPA for approval on May 1, 1998. New or revised Federally enforceable state operating permits (FESOPs) will be issued to designated MWC facilities, incorporating the applicable requirements in 40 CFR Part 60, Subparts A, B, Cb, and Eb. The Department will submit FESOPs to EPA no later than June 30, 1998.

The following designated large MWCs must comply with the 1995 emission standards by December 19, 2000: Wheelabrator Falls, American Ref-Fuel, Harrisburg Materials, Energy, Resource and Recovery Facility, Lancaster Resource Energy, Montenay Energy Resource of Montgomery and York County Solid Waste and Refuse Authority. The MWC units must also achieve compliance with the supplemental emission limits for lead, sulfur dioxide and hydrogen chloride no later than August 26, 2002, or 3 years after EPA approval of the State Plan, whichever is first.

To obtain a copy of the State Plan including comment/response document, contact Kimberly Maneval, Bureau of Air Quality, Division of Permits, P. O. Box 8468, Harrisburg, PA 17105, (717) 787-4325 or by e-mail at maneval.kimberly@a1.dep.state.pa.us.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-821. Filed for public inspection May 22, 1998, 9:00 a.m.]

General Permit for Short-Term Construction Projects; BMR-GP-103

In accordance with the provisions of section 26(b) of the Noncoal Surface Mining Conservation and Reclamation Act (Noncoal SMCRA) (52 P. S. § 3326(b)) and 25 Pa. Code §§ 77.801—77.807, the Department of Environmental Protection (Department) by this notice issues a general permit for Short-Term Construction Projects (BMR-GP-103). The general permit is effective 30 days from the date of publication of its final form in the *Pennsylvania Bulletin*.

Description

This general permit is for use by eligible persons for the extraction of noncoal minerals to supply fill material for a specific construction project. The noncoal minerals extracted under this general permit must be used solely on the construction project identified in the registration application and cannot be used or sold for any other purpose. The duration of the mineral extraction may not exceed 1 year unless a 3-month extension can be justified and is approved by the Department. The maximum area that a project may affect under this general permit is 5 acres (2.02 hectares).

This general permit is only valid for licensed mine operators who have submitted an administratively complete and acceptable registration application that has been approved in writing by the Department.

Persons conducting noncoal mining activities under this general permit shall implement erosion and sedimentation controls in accordance with the requirements of 25 Pa. Code Chapter 102 and shall implement the reclama-

tion and revegetation requirements of this general permit. A bond will be required at the rate of \$1,000 per acre.

The Department may amend, deny, revoke or suspend an authorization to use this general permit for any project which the Department determines is likely to have an adverse effect on public health, safety, welfare or the environment, or otherwise would not be adequately regulated by the provisions of this general permit.

Registration to Use the General Permit

Persons seeking authorization to operate under this general permit must file a registration application. The Department will provide the applicant with written notification within 30 days of receipt of an application of approval/disapproval, a request for additional information or a bond request. No person can operate under this general permit until they have received the Department's written approval of their registration application. When the registration application is submitted to the Department, the applicant shall notify the municipality in which the activities will be located by registered mail that they intend to conduct activities under the general permit. The Department will notify the municipality and the county conservation district of its decision to approve or disapprove a registration application. The Department will also publish a notice in the *Pennsylvania Bulletin* of its decision to approve a registration application.

Revisions to the Proposed General Permit

The Department published a notice of the proposed General Permit for Short Term Construction Projects; BMR-GP-103 in 28 Pa.B. 563 (January 31, 1998). There was a 60-day public comment period. The Department received comments from three individuals representing the building industry, county conservation districts and municipal government. The following is a summary of the changes made to the proposed general permit based upon those comments and further review by the Department:

- The authorization section has been revised to require that mining activities conducted under this general permit do not adversely affect public or private water supplies, public utilities, other infrastructure or encounter the regional groundwater table.
- The public notice section has been revised to require that the notification to the municipality by the applicant must be mailed at the time of the submission of a registration application.
- The notification by the Department to the municipality of its decision to approve or disapprove a registration application has been revised to include notice to the county conservation district and to provide notice of the decision in the *Pennsylvania Bulletin*.
- The erosion and sedimentation control section has been revised to require that the operator implement erosion and sedimentation controls in accordance with 25 Pa. Code Chapter 102 and to require the registration to include the erosion and sediment control plan.
- The reclamation section has been revised to require that the top 12 inches (0.30 meter) of soil material be saved and redistributed evenly across the site.
- The reclamation section has been revised to require that the operator monitor vegetation growth during reclamation.
- The limitations section has been revised to allow waivers to the distance limitations of 25 Pa. Code

§ 77.504 only where the owner of a building grants a waiver and to waivers on haul roads to prevent a site from becoming landlocked.

The Department has prepared a comment and response document for the comments received during the public comment period. Persons who wish to obtain a copy of this general permit or a copy of the comment and response document should request them from the Department's Bureau of Mining and Reclamation, Permits Division, P. O. Box 8461, Harrisburg, PA 17105-8461, (717) 783-8845. These documents are also available on the Department's Website at <http://www.dep.state.pa.us>. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

1. *Authorization*—The Department of Environmental Protection hereby authorizes, by general permit, subject to the terms, conditions and criteria set forth as follows, the extraction of noncoal minerals from a site to supply fill material for a construction project. The material must be used solely on the construction project specified during the registration, and cannot be sold or otherwise used on areas not associated with the specified construction project. The total area to be affected by the noncoal mining activities, excluding haul roads, cannot exceed 5 acres (2.02 hectares). The duration of the mineral extraction cannot exceed 1 year. No blasting activities may take place on the permit. No mining activity conducted under this general permit may adversely affect public or private water supplies, public utilities, other infrastructure or encounter the regional groundwater table.

2. *Standards*—This General Permit sets forth the standards to comply with Subchapters C, D, G, H and I of 25 Pa. Code Chapter 77. To the extent that the provisions of these subchapters are not addressed in this General Permit, the requirements of the Noncoal Surface Mining Conservation and Reclamation Act and 25 Pa. Code Chapter 77 apply.

3. *Effective Time Period*—The authorization to use this general permit for the extraction of noncoal minerals from a site to supply fill material for a construction project shall expire 1 year after the surface mining activities have commenced. The time period can be extended up to 3 months if the operator can demonstrate that the additional mining is necessary to complete the construction project and it is not likely that the mining activity will adversely affect public or private water supplies or encounter the regional groundwater table. Even if 1 year has not elapsed, the authorization to mine material under this general permit will terminate once the construction project identified in the registration form reaches a stage where it no longer requires fill from the mining activity.

4. *Fees*—There is no fee required for obtaining authorization under this general permit.

5. *Registration to Use General Permit*—Prior to beginning surface mining activities under this general permit, the operator shall submit a registration application along with the required documentation to the appropriate District Mining Office. The applicant must demonstrate in the registration application that the activities conducted under this general permit will comply with the general permit and the applicable provisions of the Noncoal Surface Mining Conservation and Reclamation Act and the applicable Department regulations. No person is authorized to operate under this general permit until they have received the Department's written approval of their registration application.

6. *Public Notice*—The requirements under 25 Pa. Code § 77.121 (relating to public notices of filing permit appli-

cations) are waived for sites operating under this general permit. At the time of application for registration, the operator shall notify, by registered mail, the city, borough, incorporated town or township in which the activities are located that they intend to register the site under this general permit. The Department will notify the city, borough, incorporated town or township and the county conservation district of its decision to approve or disapprove the registration application. The notification shall include a copy of the appropriate part of the U.S.G.S. topographic map identifying the location of the mine site. The Department will also publish a notice in the *Pennsylvania Bulletin* of its decision to approve a registration application.

7. *Documentation of Use*—The registration application must contain documentation that the noncoal minerals extracted under this general permit will be used on a construction site. This documentation can take the form either of a bid form or a copy of the executed contract. Where a bid form is submitted as part of the registration application and the registration application is otherwise approvable, the Department shall approve the registration conditioned upon the operator submitting a copy of the executed contract prior to the initiation of surface mining activities.

8. *Limitations*—The material removed under this general permit can only be used at the construction project identified on the registration application and for which the authorization was approved. The material cannot be used at any other construction project, or be taken to a processing or storage area to be used on any other project. The removal of material shall cease once the designated construction project no longer requires fill or on the expiration date of the authorization, whichever is the earlier date. The distance limitations of 25 Pa. Code § 77.504 (relating to distance limitations) apply to activities conducted under this general permit. Waivers to the distance limitations on this general permit will be limited to situations where waivers are granted by building owners or waivers on haul roads to prevent a site from becoming landlocked.

9. *Contract Miners*—A person other than the applicant, including an independent subcontractor, may operate on the site provided they comply with the approved general permit authorization and are approved by the Department prior to engaging in surface mining operations. The contract miner will be approved if they have demonstrated compliance with 25 Pa. Code § 77.126(6)—(9) (relating to criteria for permit approval or denial). The person is jointly and severally liable with the permittee for any violations of the act that the permittee is charged with and in which the person participates.

10. *Enforcement*—The permittee's failure to comply with the laws of the Commonwealth and the rules and regulations of the Department regarding noncoal surface mining activities, or failure to comply with the terms and conditions of this permit, may result in an enforcement action, in permit termination, suspension, revocation and reissuance, or modification. Nothing in this permit shall be construed to preclude the institution of any legal action or to relieve the permittee from any responsibilities, liabilities or penalties to which the permittee is or may be subject to under the Acts under which this permit is issued or any other applicable provisions of law. When an operator is having difficulty complying with the general permit, the Department may suspend the authorization to operate and require the operator to obtain an individual permit.

11. *Bonding Requirements*—The amount of the bond shall be \$1,000 per acre to be affected, with a \$1,000 minimum bond to be posted on a site. The bond must be submitted to the Department and approved prior to the approval to conduct mining activities under this general permit.

12. *Erosion and Sedimentation Controls*—The activities conducted under this general permit must comply with 25 Pa. Code Chapter 102. An erosion and sedimentation control plan must be submitted as part of the registration.

13. *Processing of Material*—The only processing allowed on sites covered by this general permit will be wet sand and gravel screening operations and dry sand and gravel operations processing of less than 150 tons per hour (136.05 metric tons/hour) of unconsolidated materials. The processing of material must be approved as a part of the registration.

14. *Reclamation*—In general, the requirements of 25 Pa. Code § 77.595 (relating to concurrent reclamation) are not applicable to operations authorized by this general permit. The Department reserves the right to require concurrent reclamation as provided for in § 77.595 (relating to concurrent reclamation) at a particular operation authorized under this general permit. If the applicant intends to use the reclamation plan described below and one of the seed mixtures specified in the registration form, a separate reclamation plan is not required. If the applicant intends to use alternative reclamation procedures or seed mixtures, the registration application must contain a reclamation and/or revegetation plan.

Sites must be reclaimed so that no slopes will exceed 35 degrees and the site will have positive drainage and will not pond water. No excavation of material can occur within 25 feet (7.62 meters) of the property line unless approved by the Department. The top 12 inches (0.30 meter) of soil material shall be saved and redistributed evenly across the site as required under 25 Pa. Code §§ 77.512—514 (relating to removal, storage, and redistribution). Lime and fertilizer will be applied in accordance with a soil test. The site will be seeded and mulch (hay or straw) will be applied at a minimum rate of 2.5 to 3 tons/acre (0.92—1.10 metric tons/hectare). Revegetation shall be completed no later than the end of the first growing season, as defined under 25 Pa. Code § 77.612 (relating to timing), after the mineral extraction and regrading is completed.

15. *Bond Release*—The operator will notify the affected landowner of the request for bond release by certified letter. A copy of the certified letter and return receipt must be included with the request for bond release. The affected landowner will have 30 days to notify the Department of any concerns they have about the reclamation.

Sites revegetated with grasses will be monitored by the operator for at least 1 year from the date of initial planting. Sites revegetated with trees will be monitored by the operator for two growing seasons (Spring and Fall). The bond posted for the site will be released after the monitoring period has elapsed and the revegetation has met the requirements of 25 Pa. Code § 77.618 (relating to standards for successful revegetation).

16. No condition of this general permit shall release the permittee from any responsibility or requirement under other applicable Federal or Pennsylvania statutes or regulations or local ordinances.

17. *Conditions for Operating Under the General Permit—*

a. Any modifications to erosion and sedimentation control facilities necessary to meet the terms and conditions of this permit require prior written approval.

b. The permittee shall conduct all surface mining activities as described in the approved registration of the mining activities under the general permit and all supporting documents which are incorporated herein by reference. Where there is a conflict between the application and the supporting documentation and the terms and conditions of this permit, the terms and conditions of this permit shall supersede any conflicting provisions of the application and supporting documents or revisions to the application.

c. As a condition of this permit and of the permittee's authority to conduct the activities authorized by this permit, the permittee hereby authorizes and consents to allow authorized employees or agents of the Department, without advance notice or a search warrant, upon presentation of appropriate credentials, and without delay, to have access and to inspect all areas on which surface mining activities are being or will be conducted. The authorization and consent shall include consent to collect samples, to take photographs, to perform measurements, surveys and other tests, to inspect any monitoring equipment, to inspect the methods of operation and to inspect and/or copy documents required by the Department to be maintained.

d. The issuance of this authorization to conduct surface mining activities under a general permit does not convey any property rights in either real or personal property, or any exclusive privileges, nor does it authorize any injury to private property or any invasion of personal rights.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-822. Filed for public inspection May 22, 1998, 9:00 a.m.]

Proposed Revisions to General Plan Approval and General Operating Permits for Portable Nonmetallic Mineral Processing Plants; BAQ-PGPA/GP-3

The Department of Environmental Protection (Department) proposes to revise the general plan approval and operating permit for Portable Nonmetallic Mineral Processing Plants, BAQ-PGPA/GP-3.

As originally issued, the general permit did not address the operation of engines used to power many nonmetallic mineral processing plants. Nonmetallic mineral processing plants may either be run by electric motors or diesel engines. The Department has determined that the majority of these plants use diesel engines. Nitrogen oxide emissions from the engines are large enough to in certain instances to trigger major new source review requirements. General permits cannot be used to cover major new source review requirements.

Proposed revisions to the Portable Nonmetallic Mineral Processing Plants general permit include the following:

Condition 2 has been revised to clarify and highlight the coverage of the engines. Proposed additions to the permit are italicized and proposed deletions are enclosed in square brackets.

2. Applicability/Source Coverage Limitations—Approval herein granted under this Portable Nonmetallic Mineral Processing General Permit is limited to the erection, operation, and modification of portable nonmetallic mineral processing plants: a) *which are temporarily (no longer than 24 months) located at construction sites; or; b) which are located at sites for which [the applicant is in possession of] a valid mining permit has been issued or an air quality permit has been previously granted for the operation of a nonmetallic mineral processing plant; and [or, c) which are to be located at these previously permitted sites for periods less than 5 years [at sites previously granted air quality permits for the operation of a nonmetallic mineral processing plant].* Nonmetallic mineral processing plants, as defined in 40 CFR 60.670 and 60.671, are designed to process nonmetallic minerals, and consist of affected units like crushers, grinders, screening operations, belt conveyors, bucket elevators, storage bins, bagging operations, and enclosed truck and rail car loading stations. *Nonmetallic mineral processing plants also include any engines provided to operate this equipment.****

Condition 5 of the general permit is being revised to clarify the circumstances. If, after the development of a general permit the Department determines that the subject source cannot be adequately regulated by a general permit the Department could either modify, suspend or revoke the permit and possibly make it unavailable for further use. In other situations the Department may determine that an individual permittee is not complying with applicable terms and conditions of a general permit, in which case the Department could withdraw its authorization to operate under the general permit. As currently drafted the first paragraph of Condition 5 appears as a single sentence. The following revisions specify the circumstances under which the Portable Nonmetallic Mineral Processing Plants general permit is subject to revision, suspension or revocation. This condition also provides that a Permittee's authorization to operate under the general permit may be suspended or revoked.

5. Permit Modification, Suspension and Revocation—This Portable Nonmetallic Mineral Processing Plant General Permit may be modified, suspended, or revoked if the Department determines that affected nonmetallic mineral processing plants cannot be regulated under this general permit.[, or the]

The Department may suspend or revoke the authorization to operate under this Portable Nonmetallic Mineral Processing Plant General Permit if a permittee fails to comply with applicable terms and conditions of the Portable Nonmetallic Mineral Processing Plant General Permit.

The following recordkeeping requirements have been added to Condition 8:

8. Monitoring, Recordkeeping and Reporting—The permittee shall comply with applicable monitoring, recordkeeping and reporting requirements set forth in 25 Pa. Code Chapter 139 (relating to sampling and testing, the Air Pollution Control Act, the Clean Air Act, or the regulations thereunder applicable to the source) and 40 CFR 60.674 and 60.676.

Records *maintained* under this general permit shall be kept for a period of 5 years and shall be made available to the Department upon its request. *In addition to the recordkeeping requirements in Condition 24, the permittee*

shall maintain records to demonstrate compliance with this Permit. At a minimum the records shall include the following for each engine:

- a. The number of hours the engine is operated per month.
- b. The amount of fuel used per month.
- c. The degree of ignition retardation for spark ignition engine or injection retardation for compression ignition engine.

The Department proposes to modify Condition 13 of the general permit concerning prohibited uses. The use of this general permit is limited to the installation of nonmajor sources at minor facilities. Permitting regulations for major sources and facilities must be applied on a case-by-case basis.

13. Prohibited Use—Any stationary air contamination source that is subject to the requirements of 25 Pa. Code Chapter 127, Subchapter D (relating to prevention of significant deterioration), 25 Pa. Code Chapter 127, Subchapter E (relating to new source review), and 25 Pa. Code Chapter 127, Subchapter G (relating to Title V operating permits), may not operate or install portable nonmetallic mineral processing plant under this Portable Nonmetallic Mineral Processing Plant General Permit.

The final change is the addition of NOx emission limitations that would apply to the operation of the engines. Subparagraph d has been added to Condition 16 as follows:

16. Limitations—The operation of a portable nonmetallic mineral processing plant shall not at any time result in the emission of:

* * * * *

d. Oxides of nitrogen (NOx), expressed as NO₂, in excess of 25 tons per year, if located in the Southeast Pennsylvania air basin, or 100 tons per year, if located in areas outside of the Southeast Pennsylvania air basin, but is not subject to 25 Pa. Code Chapter 127, Subchapter E (relating to new source review):

i. At a minimum engines shall be set and maintained at the maximum possible ignition/injection timing retardation, but not less than 4 degree retardation relative to standard timing.

ii. In the absence of site specific stack test results, the NOx emissions may be calculated using:

A. Emission factors from the Environmental Protection Agency's publication AP-42, *Compilation of Air Pollution Emission Factors*; or;

B. Other emission estimates approved by the Department.

The Department requests written comments on the proposed revisions to the Portable Nonmetallic Mineral Processing Plant General Permit. Notice and opportunity for comment will also be provided to the United States Environmental Protection Agency and the States of Delaware, Maryland, New Jersey, New York, Ohio, Virginia and West Virginia. Interested persons may submit written comments, suggestions or objections to Douglas L. Leshner, Chief, Title V/NSR Section, Division of Permits, Bureau of Air Quality, 12th Floor Rachel Carson State Office Building, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-4325. The Department will also consider written requests that a public hearing be held concerning this proposed general plan approval and operating permit. Public comments must be submitted to the Department within 45 days of the dates of this notice in the *Pennsylvania Bulletin*. Comments received by facsimile will not be accepted.

Copies of the proposed revisions to the general permits as now written may be obtained by contacting Kimberly Maneval, Division of Permits, Bureau of Air Quality, 12th Floor Rachel Carson State Office Building, P. O. Box 8468, Harrisburg, PA 17105-8468, telephone (717) 787-4325. TDD users may telephone the Department through the AT&T Relay Service, (800) 654-5984. Internet users can access a copy of the general permit at <http://www.dep.state.pa.us>.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-823. Filed for public inspection May 22, 1998, 9:00 a.m.]

Storage Tank Advisory Committee; Cancellation of Meeting

Due to a lack of agenda items, the Storage Tank Advisory Committee's June 2, 1998, meeting has been canceled. An August meeting may be scheduled if there are enough agenda items. The Committee's fall meeting will be held on October 6, 1998.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-824. Filed for public inspection May 22, 1998, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

1997 Group Two Exception Requests; MA/LTC Participation Review; Corrective Amendment

The Department of Public Welfare (Department) has discovered two errors in the notice entitled 1997 Group Two Exception Requests; MA/LTC Participation Review, published at 28 Pa.B. 1594—1595 on March 28, 1998.

Therefore, the Department is submitting the following correction statement to the Legislative Reference Bureau.

Expansion Projects—Add

Number	Name	Address	County	Beds
JD97058	Nipple Convalescent Home	100 S. Front Street, Liverpool	Perry	24

This facility listing was inadvertently missed but meets the qualifications to be considered for response under the provisions of the March 28, 1998 notice.

Expansion Projects—Delete

<i>Number</i>	<i>Name</i>	<i>Address</i>	<i>County</i>	<i>Beds</i>
JD97022	Hospitality Care Center of Hermitage	3726 E. State Street, Harrisburg	Mercer	3

This facility listing should be deleted from the original published listing as a decision was rendered under the provisions of the 10/10 substantial implementation.

Copies of the above listed exception request is available for review by the public during regular business hours. To schedule an appointment to review this request, please call (717) 787-1171.

The Department will accept written comments related to the requests for a 30 day period following the date of this publication. Written comments may be submitted to: Department of Public Welfare, Bureau of LTC Programs, Attention: Policy Section, P. O. Box 8025, Harrisburg, PA 17105.

Persons with a disability may use the AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). Persons who require another alternative format should contact Thomas Vracarich at (717) 783-2209.

FEATHER O. HOUSTOUN,
Secretary

Fiscal Note: 14-NOT-168. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 98-825. Filed for public inspection May 22, 1998, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Retention of Engineering Firms

Bucks and Montgomery Counties Project Reference No. 08430AG2198

The Department of Transportation will retain an engineering firm to perform environmental mitigation design, final design, and construction consultation for S. R. 0202, Section 711, U. S. 202 Relocation in Montgomery Township, Montgomery County, and Warrington Township, Bucks County. The project involves a portion of the New Alignment Alternative for U. S. 202 between Montgomeryville, Montgomery County and Doylestown, Bucks County as outlined in the U. S. 202, Section 700, Final Environmental Impact Statement (October, 1997). The project also includes improvements to the following intersection: U. S. 202, PA 309, and PA 463 (Five Points) in Montgomery Township, Montgomery County and Limekiln Pike and Upper State Road in Warrington and Upper State Road in Warrington and New Britain Townships, Bucks County.

The limits of the design project are U. S. 202 at a point just south of Horsham Road in Montgomery Township, Montgomery County and Pickertown Road in Warrington Township, Bucks County a distance of approximately 4 miles. The estimated construction cost of this portion is \$80.0 million.

The selected firm will be required to provide the following engineering and design services: surveys; roadway design; pavement design; preparation of cross sections; soils and geological investigations; erosion and sedimentation control design; highway lighting design; right-of-way investigation and plan preparation; structure design; hydrologic and hydraulic analysis; preparation of traffic control, pavement marking and signing plans; traffic signal design; sign lighting plans; utility coordination and design; highway lighting; coordination with PUC, PennDEP, U. S. Army Corps of Engineers, municipal officials, and the public; preparation of final plans, specifications and estimates; shops drawing reviews; alternate design review; and construction consultation.

The selected firm will also be required to provide environmental mitigation services to complete the follow-

ing: groundwater protection; noise abatement; and hazardous waste contamination remediation. These services will be conducted to complete the design and construction proposals. The selected firm will be required to provide all necessary environmental services, material and equipment necessary to collect, analyze and organize data, assess impacts, conduct agency and public involvement activities, and prepare reports and plans. The reports and other written graphic material to be prepared may include, but are not limited to, meeting minutes; and coordinating the development of the design with various agencies and special interest groups.

Firms that are currently serving, or are being considered for selection as municipal engineer in the municipalities listed in the project description will not be considered for this assignment.

Also, firms that are under contract, or are being considered, to provide engineering services to a land developer for a site located along the project will likewise not be considered for this assignment. Firms should state in the letter of interest that they are not serving in either capacity as a municipal engineer or as a representative of a site developer. Any questions concerning this requirement should be directed to Mr. Tim O'Brien, at the telephone number listed below.

The consultant selection meeting will be held in the District 6-0 Engineering Office, large conference room, 200 Radnor-Chester Road, St. Davis, PA on June 26, 1998 at 10 a.m.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen (15%) percent of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information section after the advertised project(s).

The District's copy of the Letter of Interest and required forms (see general requirements and information section) shall be sent to: Mr. Andrew Warren, District Administrator, Engineering District 6-0, 200 Radnor-Chester Road, St. Davids, PA 19087.

Any technical questions concerning the requirements for this project should be directed to: Mr. Tim O'Brien, P.E., District 6-0, at (610) 964-6526, or Mr. Randy Wanger, P.E., District 6-0, at (610) 964-6548.

Any questions concerning the submittal of the letter of interest can be directed to the Consultant Agreement Division at (717) 783-9309.

**Indiana and Cambria Counties
Project Reference No. 08430AG2199**

The Department of Transportation will retain a firm specializing in Right-of-Way acquisition to perform Right-of-Way Acquisition Assistance Services for a nine (9) mile section of Route 22, Section 495 in Indiana and Cambria Counties. The western terminus of this project is near the S. R. 0403 interchange in East Wheatfield Township, Indiana County, and the eastern terminus is near the S. R. 0271 Interchange in Jackson Township, Cambria County. These services include, but are not limited to, relocation assistance planning, appraisal planning, negotiations, title and settlement services, property management, and assistance during construction. It is anticipated that approximately one hundred fifty-five (155) parcels will be affected with approximately thirty-three (33) displacements. Relocation will involve both residential and commercial properties. Appraisal services will not be part of this agreement.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an engineering agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Engineering District 9-0 Office during the evaluation of the firms submitting letters of interest:

- a. Ability to package and present the letter of interest in accordance with the "General Requirements and Information" section.
- b. Specialized experience and technical competence of the individuals committed to this assignment.
- c. Workload and available staff.
- d. Past records of performance with respect to technical competence, cost control, work quality and ability to meet or exceed schedules.
- e. Internal procedures of Quality Assurance/Quality Control.
- f. Location of office to perform work.

Administration of the Agreement will be provided by Engineering District 10-0 Office.

The District's copy of the Letter of Interest and required forms (see general requirements and information section) shall be sent to: Mr. Earl Neiderhiser, P.E., District Engineer, Engineering District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648, Attn. Mr. David L. Sherman, P.E.

Any technical questions concerning the requirements for this project should be directed to: Mr. David L. Sherman, P.E., at (814) 696-7172.

Any questions concerning the submittal of the letter of interest can be directed to the Consultant Agreement Division at (717) 783-9309.

General Requirements and Information

Firms interested in providing the above work and services are invited to submit two copies of a Letter of

Interest are required information for each Project Reference Number for which the applicant wishes to be considered.

The first copy of the Letter of Interest and required information must be submitted to:

Mr. Charles W. Allwein, P.E., Chief
Consultant Selection Committee
7th Floor, Forum Place
555 Walnut Street
P. O. Box 3060
Harrisburg, Pennsylvania 17105-3060

Note: The Zip Code for express Mailing is 17101-1900

The Letter of Interest and required information must be received within twenty (20) calendar days of this Notice. The Deadline for receipt of a Letter of Interest at the above address is 4:30 P.M. prevailing time of the twentieth day.

The second copy of the letter of interest and required information must be submitted to the appropriate District Engineer/Administrator or the Bureau Director as indicated in the individual advertisement. This copy must be postmarked or delivered on or before the deadline indicated above.

If an individual, firm, or corporation not authorized to engage in the practice of engineering desires to submit a Letter of Interest, said individual, firm, or corporation may do so as part of a Joint Venture with an individual, firm, or corporate which is permitted under the state law to engage in the practice of engineering.

If a Joint Venture responds to a project advertisement, the Department of Transportation will not accept separate Letters of Interest from the Joint Venture constituents. A firm will not be permitted to submit on more than one (1) Joint Venture for the same Project Reference Number. Also a firm that responds to a project as a prime may not be included as a designated subcontractor to another firm that responds as a prime to the project. Multiple responses under any of the foregoing situations will cause the rejection of all responses of the firm or firms involved. The above does not preclude a firm from being set forth as a designated subcontractor to more than one (1) prime responding to the project advertisement.

If a goal for Disadvantaged Business Enterprise (DBE) participation is established for an advertised project, firms expressing interest in the project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Intermodal Surface Transportation Efficiency Act of 1991 and currently certified by the Department of Transportation shall have the maximum opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The Act requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of Disadvantaged Business Enterprise (DBE). The goal for DBE participation shall be as stated in the individual project advertisement. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they were defined prior to the act, WBEs or combinations thereof).

Proposing DBE firms must be certified at the time of submission of the Letter of Interest. If the selected firm fails to meet the established DBE participation goal, it shall be required to demonstrate its good faith efforts to attain the goal.

Responses are encouraged by small firms, Disadvantaged Business Enterprise (DBE) firms, and other firms who have not previously performed work for the Department of Transportation.

Each Letter of Interest must include the following information and the information must be packaged and presented in the following order:

1. Transmittal Letter (Maximum of two (2) 8 1/2" x 11" typed pages, one side)

The subject heading of the transmittal letter must include the project reference number for which the applicant wishes to be considered, the firm's legal name, fictitious name (if applicable), and the firm's federal identification number. If the project advertisement indicated the Department will retain an engineering firm for the project, the applicant must indicate in the body of their transmittal letter the names and Professional Engineer License Number of individuals who are directing heads or employees of the firm who have responsible charge of the firm's engineering activities, and whose names and seals shall be stamped on all plans, specifications, plats, and reports issued by the firm.

2. Project Organizational Chart (one page, one side, maximum size 11" x 17")

This Chart must show key staff from the prime and each subconsultant and their area of responsibility.

3. Standard Form 255, "Architect-Engineer and Related Services Questionnaire for Specific Project" (one Form 255 for the project team)

The Standard Form 255 must be signed, dated, and filled out in its entirety, including Item No. 6 listing the proposed subconsultants and the type of work or service they will perform on the project.

Under Item 4 of this form, Column A must specify only the number of subconsultant personnel and Column B must specify only the number of prime consultant personnel to be assigned to work on this project reference number. Do not include the total personnel for either the subconsultant or prime consultant under Item 4 unless the total personnel are necessary to provide the required work and services.

The prime and each subconsultant may include no more than one page each for Items 10 and 11.

If a Disadvantaged Business Enterprise (DBE) goal is specified for the project, the DBE must be currently certified by the Department of Transportation, and the name of the DBE and the work to be performed must be indicated in Item No. 6. If a Woman Business Enterprise (WBE) firm is substituted for the DBE, the WBE firm must also be presently certified by the Department of Transportation and indicated in Item 6.

4. Standard Form 254, "Architect-Engineer for Related Services Questionnaire"

A Standard Form 254, not more than one (1) year old as of the date of this advertisement, must accompany each Letter of Interest for the firm, each party to a Joint Venture, and for each subconsultant the firm or Joint Venture is proposing to use for the performance of professional services regardless of whether the subconsultant is an individual, a college professor, or a Company, unless an acceptable Standard Form 254 for the prime and each subconsultant/subcontractor is on file in both the Bureau of Design and the Engineering District Office or Central Office Bureau identified in the individual project advertisement.

If the Standard Form 254 is not submitted with the Letter of Interest, the transmittal letter shall indicate the dates that the Standard Forms 254 were submitted to the Bureau of Design and appropriate Engineering District/Central Office Bureau.

These Forms must be assembled with the prime's form first, followed by the form for each subconsultant in the same order as the subconsultants appear in Item 6 of Form 255.

5. Workload Projection Graph (Not required for Construction Inspection Services)

Separate Workload Projection Graphs for the prime and each subconsultant shown in Item 6 of the Form 255 must be included and must indicate the firm's current and anticipated workload compared to the anticipated capacity available for the next two-year time frame. The Workload Projection Graphs must be submitted for the office(s) where the work would be performed and must only include the personnel classifications required for providing the advertised services and work.

6. Authorization Letters (For Construction Inspections Services, if required)

If the advertisement requires a letter signed by individuals giving their approval to use their name in the Letter of Interest, the letters from proposed prime employees must be first, followed by subconsultant employees, in the same order as shown in Item 6 of Form 255.

7. Registration To Do Business

Firms with out-of-state headquarters or corporations not incorporated in Pennsylvania must include, with each Letter of Interest, a copy of their registration to do business in the Commonwealth as provided by the Department of State. Firms who are not registered to do business in Pennsylvania at the time of this advertisement must document that they have applied for registration to the Department of State, Corporation Bureau. The telephone number for the Corporation Bureau is (717) 787-1057 or (717) 787-2004.

8. Overhead Rates (one page)

A single page summary must indicate the latest audited overhead rate developed in accordance with Federal Acquisition Regulations (FAR) for the prime consultant and each subconsultant. If a FAR rate is not available, the latest rate available from a Certified Public Accountant must be indicated. New firms should indicate how long the firm has been in existence and when an audited overhead rate would be available.

9. Additional Information

Additional information, not to exceed ten (10) one sided 8 1/2" x 11" pages or five (5) double sided 8 1/2" x 11" pages may be included at the discretion of the submitting firm.

The assignment of the agreement/contract for the above advertisement(s) will be made to one of the firms who submitted an acceptable Letter of Interest in response to the project advertisement. The assignment will be made based on the Department's evaluation of the firm's qualification and capabilities. The Department reserves the

right to reject all letters submitted, to cancel the solicitations requested under this Notice, and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 98-826. Filed for public inspection May 22, 1998, 9:00 a.m.]

Retention of Engineering Firms

Lackawanna, Luzerne, Pike, Susquehanna, Wayne and Wyoming Counties Project Reference No. 08430AG2190

This project advertisement appeared in the May 16, 1998, issue of the *Pennsylvania Bulletin*. Letters of Interest are due in the Department by close of business on June 5, 1998. The following four paragraphs were omitted from the May 16, 1998, *Pennsylvania Bulletin*:

The engineering services and environmental studies identified above are the general work activities that can be expected under this Open-End Contract. A more specific and project-related Scope of Work will be outlined for each individual Work Order developed under this Open-End Contract.

The second copy of the letter of interest and required forms (see "General Requirements and Information" section) shall be sent to: Charles Mattei, P.E., District Engineer, District 4-0, P. O. Box 111, Scranton, PA 18501.

Any technical questions concerning the requirements for this project should be directed to: Robert J. Horutz, P.E. District 4-0, at (717) 963-4064.

Any questions concerning the submittal of the letter of interest for this Open-End Contract can be directed to the Consultant Agreement Division at (717) 783-9309.

BRADLEY L. MALLORY
Secretary

[Pa.B. Doc. No. 98-827. Filed for public inspection May 22, 1998, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Mandated Benefits

Section 9 of Act 34 of 1993 requires that the Health Care Cost Containment Council (Council) review existing or proposed mandated health benefits on request of the executive and legislative branches of government. The Council has been requested by Senator Edwin G. Holl, Chairperson of the Senate Banking and Insurance Committee, to review Senate Bill 1198, Printers Number 1487 (Afflerbach), providing for reimbursement for routine patient care costs when an insured, enrollee, or subscriber participates in approved cancer clinical trials.

The Council is requesting that anyone supporting or opposing these mandated insurance benefits provide six copies of the documentation to the Council no later than July 23, 1998. The documentation should be mailed to Flossie Wolf, PA Health Care Cost Containment Council, 225 Market Street, Suite 400, Harrisburg, PA 17101.

Documentation submitted should be in accordance with any or all of the following information categories described in Section 9 of Act 34:

(i) The extent to which the proposed benefit and the services it would provide are needed by, available to and utilized by the population of the Commonwealth.

(ii) The extent to which insurance coverage for the proposed benefit already exists, or if no such coverage exists, the extent to which this lack of coverage results in inadequate health care or financial hardship for the population of the Commonwealth.

(iii) The demand for the proposed benefit from the public and the source and extent of opposition to mandating the benefit.

(iv) All relevant findings bearing on the social impact of the lack of the proposed benefit.

(v) Where the proposed benefit would mandate coverage of a particular therapy, the results of at least one professionally accepted, controlled trial comparing the medical consequences of the proposed therapy, alternative therapies and no therapy.

(vi) Where the proposed benefit would mandate coverage of an additional class of practitioners, the result of at least one professionally accepted, controlled trial comparing the medical results achieved by the additional class of practitioners and those practitioners already covered by benefits.

(vii) The results of any other relevant research.

(viii) Evidence of the financial impact of the proposed legislation, including at least:

(A) The extent to which the proposed benefit would increase or decrease cost for treatment or service.

(B) The extent to which similar mandated benefits in other states have affected charges, costs and payments for services.

(C) The extent to which the proposed benefit would increase the appropriate use of the treatment or service.

(D) The impact of the proposed benefit on administrative expenses of health care insurers.

(E) The impact of the proposed benefits on benefits costs of purchasers.

(F) The impact of the proposed benefits on the total cost of health care within the Commonwealth.

CLIFFORD L. JONES,
Executive Director

[Pa.B. Doc. No. 98-828. Filed for public inspection May 22, 1998, 9:00 a.m.]

Solicitation of Bids

The Health Care Cost Containment Council (Council) is soliciting bids from qualified vendors to conduct advanced statistical and consultative services for the agency, under the direction of the Research Department. Interested parties are requested to contact the Council office by writing to 225 Market Street, Suite 400, Harrisburg, PA 17101, or by calling (717) 232-6787 for copies of the Request for Proposal. Bids are due to the Council Office no later than 5 p.m. on June 26, 1998. A preproposal conference will be held at the above address on June 1,

1998, at 10 a.m. Potential bidders are invited to submit questions in advance of the preproposal conference.

CLIFFORD L. JONES,
Executive Director

[Pa.B. Doc. No. 98-829. Filed for public inspection May 22, 1998, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 11:30 a.m., Thursday, May 7, 1998, and took the following actions:

Regulations Approved:

Department of Banking #3-36: Consumer Discount Companies (amends 10 Pa. Code Chapter 41)

Pennsylvania Public Utility Commission #57-164: Obsolete Regulations (amends 52 Pa. Code Chapter 59)

Board of Pardons #56-2: Recommendation (amends 37 Pa. Code § 81.301(a))

State Board of Optometry #16A-525: Therapeutic Drugs (amends 49 Pa. Code §§ 23.1, 23.82, 23.201 and 23.202).

State Board of Psychology #16A-634: Repeals and Editorial Changes (amends 49 Pa. Code Chapter 41)

Public School Employes' Retirement System #43-6: Change in Benefit Payment Plan (amends 22 Pa Code Chapter 213)

Regulations Disapproved:

State Board of Pharmacy #16A-542 General Revisions (amends 49 Pa. Code Chapter 27)

Regulations Deemed Approved Under Section 5(g) of the Regulatory Review Act—Effective May 5, 1998

State Board of Dentistry #16A-463: Fees (amends 49 Pa. Code Chapter 33)

Commissioners Present: John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held
May 7, 1998

Department of Banking—Consumer Discount Companies; Regulation No. 3-36

Order

On December 19, 1997, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Banking (Department). This rulemaking amends 10 Pa. Code Chapter 41. The authority for this regulation is contained in section 12 of the Consumer Discount Company Act (7 P. S. § 6212). The proposed regulation was published in the January 3, 1998 edition of the *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on April 14, 1998.

The Department is amending its regulations for consumer discount companies. The amendments implement provisions of Act 180 of 1996, which increased the ceiling on consumer discount company loans from \$15,000 to \$25,000. The Act also allows consumer discount companies to use fictitious names as a substitute or in addition to their corporate names. These legislative changes are reflected in this rulemaking

We have reviewed this regulation and find it to be in the public interest. The regulation is necessary to update the Department's regulation to make them consistent with recent legislative amendments to the Consumer Discount Company Act.

Therefore, It Is Ordered That:

1. Regulation No. 3-36 from the Department of Banking, as submitted to the Commission on April 14, 1998, is approved; and

2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

Commissioners Present: John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held
May 7, 1998

Pennsylvania Public Utility Commission—Obsolete Regulations; Regulation No. 57-164

Order

On March 15, 1996, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Public Utility Commission (PUC). This rulemaking amends 52 Pa. Code Chapter 59. The authority for this regulation is found in sections 501, 504—506, 1301 and 1501 of the Public Utility Code (66 Pa.C.S. §§ 501, 504—506, 1301 and 1501). The proposed regulation was published in the March 30, 1996 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was initially submitted to the Commission on October 10, 1997. The regulation was withdrawn on October 24, 1997. A revised final-form regulation was submitted on April 7, 1998.

The PUC is revising and rescinding obsolete and excessive gas service regulations. The rulemaking is intended to clarify and simplify existing regulations and to remove excessive and burdensome requirements.

We have reviewed this regulation and find it to be in the public interest. The elimination of burdensome and obsolete requirements will enable the natural gas industry to provide more efficient service to consumers.

Therefore, It Is Ordered That:

1. Regulation No. 57-164 from the Pennsylvania Public Utility Commission, as submitted to the Commission on April 7, 1998, is approved; and

2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

Commissioners Present: John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held
May 7, 1998

Board of Pardons—Recommendation; Regulation No. 56-2

Order

On April 13, 1998, the Independent Regulatory Review Commission (Commission) received this regulation from the Board of Pardons (Board). This rulemaking amends 37 Pa. Code § 81.301(a). The authority for this rulemaking is found in Article 4, Section 9 of the Pennsylvania Constitution and in section 299(c) of The Administrative Code of 1929 (71 P. S. § 299(c)). Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

As amended, section 81.301(a) requires a unanimous vote (instead of a majority vote) of the five-member Board in order to send a recommendation for clemency to the Governor in cases where the person is under a sentence of death or life imprisonment. The change will conform the Board's regulation to the amendment to Article IV, Section 9 of the Pennsylvania Constitution approved by more than a majority of electors in the general election held on November 4, 1997.

We have reviewed this regulation and find it to be in the public interest. The Board is meeting its responsibility to bring the provisions of § 81.301(a) into conformity with Article IV, Section 9 of the Pennsylvania Constitution.

Therefore, It Is Ordered That:

1. Regulation No. 56-2 from the Board of Pardons, as submitted to the Commission on April 13, 1998, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

Commissioners Present: John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held
May 7, 1998

State Board of Optometry—Therapeutic Drugs; Regulation No. 16A-525

Order

On August 14, 1997, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Optometry (Board). This rulemaking amends 49 Pa. Code §§ 23.1, 23.82, 23.201 and 23.202. The authority for this regulation is sections 3(b)(14) and 4.1 of the Optometric Practice and Licensure Act (act) (63 P. S. §§ 244.3(b)(14) and 244.4a). The proposed regulation was published in the August 30, 1997 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on April 6, 1998.

This regulation implements portions of 1996 amendments to the act. It establishes education and examination requirements for certification of optometrists to write prescriptions for and administer pharmaceutical agents for therapeutic purposes. It also increases the minimum requirement for continuing education from 24 to 30 hours for biennial renewal of optometric licenses.

On April 22, 1998, the House Professional Licensure Committee voted to approve this regulation.

We have reviewed this regulation and find it to be in the public interest. This regulation implements portions of the act which allow optometrists in Pennsylvania to perform many of the same types of health care services that optometrists already provide in at least 40 other states.

Therefore, It Is Ordered That:

1. Regulation No. 16A-525 from the State Board of Optometry, as submitted to the Commission on April 6, 1998, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

Commissioners Present: John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held
May 7, 1998

State Board of Psychology—Repeals and Editorial Changes; Regulation No. 16A-634

Order

On April 13, 1998, the Independent Regulatory Review Commission (Commission) received this regulation from the State Board of Psychology (Board). This rulemaking amends 49 Pa. Code Chapter 41. The authority for this regulation is section 3.2(2) of the Professional Psychologists Practice Act (63 P. S. § 1203.2(2)). Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

The Board is repealing an obsolete provision for licensure. The Board's statutory authority to license master's degree candidates expired December 31, 1995. Further, the Board is amending its regulation to reflect the new names of two accrediting bodies: the Council on Postsecondary Accreditation and the American Association of State Psychology Boards. Respectively, the replacement names are: the Commission on Recognition of Postsecondary Accreditation and the Association of State and Provincial Psychology Boards.

We have reviewed this regulation and find it to be in the public interest. This rulemaking eliminates obsolete provisions and ensures that the Board's regulations reflect the correct names of the accrediting bodies.

Therefore, It Is Ordered That:

1. Regulation No. 16A-634 from the State Board of Psychology, as submitted to the Commission on April 13, 1998, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

Commissioners Present: John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held
May 7, 1998

Public School Employes' Retirement System—Change in Benefit Payment Plan; Regulation No. 43-6

Order

On January 2, 1996, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Public School Employees' Retirement System (PSERS) which amends 22 Pa. Code Chapter 213. The authority for this regulation is section 8502(h) of the Public School Employees' Retirement Code (act). The proposed regulation was published in the January 20, 1996 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on February 19, 1998. At our public meeting on March 12, 1998, the Commission voted to disapprove the final-form regulation. On March 18, 1998, PSERS notified the Commission of its intent to revise and resubmit the regulation. On April 21, 1998, the revised final-form regulation was submitted to the Commission.

The purpose of this rulemaking is to enable PSERS to permit a member to change the terms of the retirement contract within clearly established limits and reasonable timetables.

We have reviewed the resubmitted regulation and find it to be in the public interest. The Commission's disapproval of the final-form regulation was based on the submittal's lack of reasonableness and clarity. The amended final-form regulation incorporates corrections recommended in our disapproval Order. Specifically, the revised final-form regulation gives members 30 days, instead of the 15 days proposed in the original regulation, to elect to change an option after receipt of the initial benefit letter. PSERS also added a statement clarifying that receipt of the initial benefit letter and final statement are presumed to have occurred 3 business days after mailing. In addition, PSERS replaced the term "scrivener's" with "written" to clarify the type of error that satisfies a condition to change the terms of the retirement contract.

Therefore, It Is Ordered That:

1. Regulation No. 43-6 from the Public School Employees' Retirement System, as resubmitted to the Commission on April 21, 1998, is approved;
2. The Commission's bar to final publication of Regulation No. 43-6 issued under section 6(b) of the Regulatory Review Act (71 P. S. § 745.6(b)) is hereby rescinded; and
3. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

Commissioners Present: John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held
May 7, 1998

State Board of Pharmacy—General Revisions; Regulation No. 16A-542

Order

On February 28, 1996, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Pharmacy (Board). This rulemaking amends 49 Pa. Code §§ 27.1, 27.11, 27.12, 27.14—27.16, 27.18, 27.21, 27.23, 27.24 and 27.26. The proposed regulation also adds § 27.25 (relating to licensure by reciprocity) and deletes § 27.25 (relating to failure to appear for examination). The authority for this regulation is 63 P. S. §§ 390-3(f), 4(j), and 6(k)(1) and (9). The proposed regulation was published in the March 9,

1996 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on April 6, 1998.

The Board submitted this proposed regulation to generally revise, clarify and update existing regulations in 49 Pa. Code, which cover a broad range of pharmacy operations, including standards of practice, permits, equipment requirements, pharmacy technicians and pharmacy internships. The Board made many modifications to the regulation in response to the commentators' and Commission's comments. However, the Commission continues to have concerns with § 27.26(h) of the regulation regarding requirements for registration as a pharmacist preceptor.

Existing § 27.26(h)(1) states a pharmacist preceptor may not have been convicted of an offense relating to the practice of pharmacy. In the proposed rulemaking, the Board proposed adding a sentence to this provision to allow a pharmacist to apply for a waiver of this provision. The House Professional Licensure Committee formally requested an explanation for this proposed amendment questioning what kind of practice-related violations would be acceptable. In our comments, we recommended that the Board explain why the waiver provision is needed and give examples of what degree of infractions would qualify for granting of a waiver.

The Board responded in the final-form rulemaking by deleting § 27.26(h)(1) in its entirety, including both existing and proposed language. The Board believed the remaining provisions of § 27.26(h) are sufficient because they require a pharmacist preceptor to have a license in good standing and to be working on a full-time basis.

The House Professional Licensure Committee has expressed concerns with deletion of § 27.26(h)(1). As a result, the Board has requested that the Commission disapprove the final-form regulation to allow them to make revisions suggested by the House Professional Licensure Committee related to requirements for registration as a pharmacist preceptor. The House Professional Licensure Committee submitted a letter to the Commission in support of a disapproval of the final-form regulation so that the Board can make amendments and resubmit the regulation. The regulation violates the criteria of clarity and protection of the public safety because § 27.26(h) does not specify whether or not a pharmacist who has been convicted of a criminal offense related to the practice of pharmacy can be registered as a pharmacist preceptor.

A second concern is the definition of "satellite pharmacy" in § 27.1. This definition states a satellite pharmacy is not "a pharmacy located off premises from the centrally located pharmacy of the institution regardless of whether the pharmacy is owned by the same person or entity which owns the institution." Commentators representing health systems believe the definition of "satellite pharmacy" will unnecessarily inhibit efficiencies they are developing in their delivery of care. We question the need to require licenses for pharmacies located off premises, as described by the commentators. The Board needs to justify the need to require a separate permit for pharmacies "off premises" in light of the cost savings that would not be realized through the efficiencies the health system providers are developing. The language of the regulation needs to be clearer regarding when a pharmacy is considered to be "off premises." The definition of "satellite pharmacy" violates our criteria of need, economic impact and clarity.

We have reviewed this regulation and find it not to be in the public interest.

Therefore, It Is Ordered That:

1. Regulation No. 16A-542 from the State Board of Pharmacy, as submitted to the Commission on April 6, 1998, is disapproved;

2. The State Board of Pharmacy, within 7 days of receipt of this Order, notify the Governor, the designated Standing Committees of the House of Representatives and the Senate, and the Commission of its intention to either proceed with the promulgation of the regulation without revisions, to revise the regulation or to withdraw the regulation. Failure to submit notification within the 7-day period shall constitute withdrawal of the regulation;

3. The Commission will transmit a copy of this Order to the Legislative Reference Bureau; and

4. This Order constitutes a bar to final publication of Regulation No. 16A-542 under section 6(b) of the Regulatory Review Act.

Commissioners Present: John R. McGinley, Jr., Chairperson; Alvin C. Bush, Vice Chairperson; Arthur Cocodrilli; Robert J. Harbison, III; John F. Mizner

Public Meeting held
May 7, 1998

State Board of Dentistry—Fees; Regulation No. 16A-463

Order

On March 13, 1997, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Dentistry. This rule-making amends 49 Pa. Code Chapter 33. The authority for this regulation is sections 4(a) and 11.7 of the Dental Law (63 P.S. §§ 123(a) and 130h(b)). The proposed regulation was published in the March 29, 1997 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on April 13, 1998.

The final-form regulation contains no changes from the proposed regulation. We did not file any comments on the proposed regulation. Furthermore, we did not receive any negative recommendations on the final-form regulation from the Senate Committee on Consumer Protection and Professional Licensure and the final-form regulation was approved on April 22, 1998, by the House Committee on Professional Licensure.

Therefore:

The Commission will notify the Legislative Reference Bureau that Regulation No. 16A-463 from the State Board of Dentistry, as submitted to the Commission on April 13, 1998, was deemed approved under section 5(g) of the Regulatory Review Act on May 5, 1998.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 98-830. Filed for public inspection May 22, 1998, 9:00 a.m.]

INSURANCE DEPARTMENT

Appeal of Jason Kotofsky Under Assigned Risk Plan; Flagship City Insurance Co.; Doc. No. P98-05-008

Under the Pennsylvania Assigned Risk Plan, section 19, that was adopted by the Insurance Commissioner under 75 Pa.C.S. § 1741, notice is hereby given that Christine Bronson has requested a hearing on the determination by the Pennsylvania Assigned Risk Plan Governing Committee concerning premium payments.

The hearing will be held at the Capitol Associates Building, 901 North Seventh Street, Second Floor Hearing Room, Harrisburg, PA 17102, on June 17, 1998, at 1 p.m.

Both parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearing will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law) section 8 of the Unfair Insurance Practices Act (40 P.S. § 1171.8) and the regulations set forth at 31 Pa. Code § 59.7(e). Under 31 Pa. Code § 59.7(e), procedural matters will be in conformance with the General Rules of Administrative Practice and Procedure, 1 Pa. Code §§ 31.1—35.193, 35.225—35.251, unless specific exemption is given.

After the hearing, the Insurance Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The order of the Commissioner is subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the above-referenced administrative hearing, and require an auxiliary aid service or other accommodation to participate in the hearing, should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-831. Filed for public inspection May 22, 1998, 9:00 a.m.]

Appeal of Ourstaff, Inc.; Pennsylvania Compensation Rating Bureau; Doc. No. R95-05-041

A prehearing conference shall occur on July 14, 1998 at 11 a.m., in Room 200, Administrative Hearing Office, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102. The parties shall have exchanged and filed prior to July 10, 1998 all exhibits intended for use at the hearing, a witness list identifying the names, addresses and telephone numbers for the proposed witnesses, the identity of all experts along with their curriculum vitae and proposed testimony, an estimate of time for the respective party's case-in-chief, a listing of all legal issues and the supportive citation for the respective party's position pertaining to the legal issues and all joint factual stipulations.

The hearing shall occur on July 28, 1998 at 10 a.m. in Room 200, Administrative Hearing Office, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102.

Persons with a disability who wish to attend the above-referenced administrative hearing and require an auxiliary aid service or other accommodation to participate in the hearing, should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-832. Filed for public inspection May 22, 1998, 9:00 a.m.]

Appeal of Edward Lee under Assigned Risk Plan; Flagship Insurance Co.; Doc. No. PH98-05-002

Under the Pennsylvania Assigned Risk Plan, Section 19, that was adopted by the Insurance Commissioner under 75 Pa.C.S. § 1741, notice is hereby given that Christine Bronson has requested a hearing on the determination by the Pennsylvania Assigned Risk Plan Governing Committee concerning premium payments.

The hearing will be held as follows:

Location: Capitol Associates Building, 901 North Seventh Street, Second Floor Hearing Room, Harrisburg, PA 17102.

Date: June 16, 1998

Time: 1 p.m.

Both parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearing will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law); Section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8); and the regulations set forth at 31 Pa. Code § 59.7(e). Under 31 Pa. Code § 59.7(e), procedural matters will be in conformance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure), unless specific exemption is given.

After the hearing, the Insurance Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The order of the Commissioner is subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the above-referenced administrative hearing, and require an auxiliary aid service or other accommodation to participate in the hearing, should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-833. Filed for public inspection May 22, 1998, 9:00 a.m.]

Insurance Coverages or Risks Eligible for Export by Insurance Commissioner

Under section 1604(2)(ii) of The Insurance Company Law of 1921 (40 P. S. § 991.1604(2)(ii)), the Insurance Commissioner hereby declares the following insurance coverages to be generally unavailable in the authorized market at the present, and thus exportable, and hereby adopts the following export list. Accordingly, for those insurance coverages which are included on the export list, a diligent search among insurers admitted to do business in this Commonwealth is not required before placement of the coverages in the surplus lines market.

Export List

Amusements

- Carnival ride owners/operators
- Amusement parks and their devices
- Auto racing and automobile race tracks
- Golf courses and driving ranges
- Midget autos and go-karts
- Animal rides
- Rodeos and horse shows
- Balloon rides—hot air/gas
- Recreational and sporting events
- Guide, lodge or outfitters
- Horseback/pony riding establishments
- Hunting clubs
- Special short term events
- Skating rinks (roller and ice) and skate board parks
- Ski resorts owners/operators liability
- Theatrical presentations

Armored cars

- Asbestos abatement contractors liability and cleanup coverage

Aviation

- Cargo
- Vehicles maintaining or servicing aircraft
- Fixed base operations
- Nonownership liability
- Hull
- Chartered
- Excess passenger liability
- Antique aircraft
- Airport liability
- Hangarkeeper's liability
- Helicopters

- Blood banks, blood and organ facilities

Boat rentals

- Chemical spray and/or drift

- Day care centers liability, including sexual abuse coverage*

- Demolition contractors liability

Earthquake

- Explosive hauling

- Explosives, munitions or fireworks manufacturing/storage/sales

- Flood insurance not provided under Federal flood insurance

- Ground applicators—chemical

- Hazardous waste site mitigation contractors liability

- Hazardous waste disposal site liability and cleanup coverage

- House movers

- Kidnapping, ransom and extortion insurance

- Lead liability

- Lead abatement contractors liability

- Liability for employment related practices

Liquor liability—monoline
 Nuclear energy general liability
 Ocean marine
 Physical damage coverage for private passenger, classic, antique or commercial vehicles with an original new cost or market value of \$60,000 or greater
 Products recall coverage*
 Railroad liability
 Security/Detective/Patrol agencies

*denotes a new or amended coverage from the Export List published at 27 Pa.B. 2795 (June 7, 1997)

This list supersedes the list published at 27 Pa.B. 2795 (June 7, 1997), and shall remain in effect until superseded by a subsequent list as published in the *Pennsylvania Bulletin*.

Questions regarding the Export List may be directed to Cressinda E. Bybee, Office of Regulation of Companies, 1345 Strawberry Square, Harrisburg, PA 17120, (717) 783-2144, fax (717) 787-8557.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-834. Filed for public inspection May 22, 1998, 9:00 a.m.]

Rate Filing; Pennsylvania Professional Liability Joint Underwriting Association

On May 1, 1998, the Insurance Department received from the Pennsylvania Professional Liability Joint Underwriting Association (JUA) a filing proposing the following: Adjust rates for some physician specialties and a territorial reallocation; change radiology descriptions; and a 10% increase in rates to reflect the per claim and aggregate limits of insurance which shall become effective January 1, 1999.

Unless formal administrative action is taken prior to June 30, 1998, the subject filing may be deemed approved by operation of law.

Copies of the filing will be available for public inspection, by appointment, during normal working hours at the Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Nabila Audi, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120, or e-mail at audin@ins.state.pa.us, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-835. Filed for public inspection May 22, 1998, 9:00 a.m.]

Utica First Insurance Company; Surcharge Rule for Homeowners' Premium Rates; Doc. No. RT98-05-006

An adjudicatory hearing will be held at the Capitol Associates Building, 901 North Seventh Street, Second Floor Hearing Room, Harrisburg, PA 17102 on June 9, 1998, at 11 a.m.

The subject rule filing, if approved, would permit Utica to impose a surcharge on homeowners' premiums, at the time of issuance or renewal of a policy, based on the loss experience of the insured for the immediately preceding 3 years. Based upon that loss experience, a surcharge may be imposed as follows: 15% for two paid losses, 25% for three paid losses, 50% for four paid losses and 75% for five paid losses.

Matters to be considered at the hearing will include the following:

1. Whether the insurer must provide notification of the surcharge provisions to applicants for new policies and to current policyholders at renewal;
2. Whether the surcharge provision may be applied with respect to claims submitted by current policyholders prior to the implementation of the proposed surcharge provision by the insurer.

Persons wishing to intervene must file a petition to intervene with the Administrative Hearings Office under the provisions of 1 Pa. Code §§ 35.27—35.32 within 10 days of the publication of this notice in the *Pennsylvania Bulletin*.

Copies of these filings are available for public inspection during normal work hours at the Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to "Utica Hearing," Attn: Randy Rohrbaugh, Director, Bureau of Property & Casualty Insurance, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

Persons with a disability who wish to attend the above-referenced adjudicatory hearing, and require an auxiliary aid service or other accommodation to participate in the hearing, should contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-836. Filed for public inspection May 22, 1998, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The Liquor Control Board seeks the following new site:

Cambria County, Wine & Spirits Shoppe #1102

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Penn-

sylvania Liquor Control Board with approximately 3,900 net useable square feet of new or existing retail commercial space in a shopping center environment in Richland Township.

Proposals due: June 12, 1998 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate,
 State Office Building,
 Room 408, 300 Liberty Avenue,
 Pittsburgh, PA 15222
Contact: Tom Deal,
 (412) 565-5130

The following Liquor Control Board lease will expire:

Allegheny County, Wine & Spirits Shoppe #0261, 2629 Brownsville Road, Pittsburgh, PA 15227-2005.

Lease Expiration Date: May 31, 1999

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space along Brownsville Road in the Carrick section of the City of Pittsburgh.

Proposals due: June 12, 1998 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate,
 State Office Building,
 Room 408, 300 Liberty Avenue,
 Pittsburgh, PA 15222
Contact: George Danis,
 (412) 565-5130

JOHN E. JONES, III,
 Chairperson

[Pa.B. Doc. No. 98-837. Filed for public inspection May 22, 1998, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Abolition of Office of Prothonotary; Doc. No. M-00960800

Commissioners present: John M. Quain, Chairperson;
 Robert K. Bloom, Vice Chairperson; John Hanger;
 David W. Rolka; Nora Mead Brownell

Public Meeting held
 April 30, 1998

Order

By the Commission:

At the public meeting held March 16, 1996, the Commission created the Office of Prothonotary to be a separate unit within the Secretary's Bureau, responsible for the filing, docketing, safekeeping, control, dissemination, record retention and retrieval of all documents filed with this agency, effective April 30, 1996. Notice, 26 Pa.B. 1456 (March 30, 1996). Subsequently, we amended our Rules of Practice and Procedure, 52 Pa. Code Chapters 1, 3 and 5 to reflect the Office of Prothonotary and its duties. 27 Pa.B. 414 (January 25, 1997).

The creation of the Office of Prothonotary was intended to focus attention and resources on the handling of

documents filed with the Commission. Based upon the experience gained in that effort and the improvements made in document handling, the Commission has determined that a separate sub-unit within the Secretary's Bureau is no longer necessary. Accordingly, the functions previously assigned to the Office of Prothonotary we will transfer to the Commission's Secretary.

Any document, pleading, or filing of any kind which would be filed with the Prothonotary should now be addressed to the Commission's Secretary, and any item addressed to the Prothonotary will be directed to the Secretary once it is received by the Commission. The regulations appearing at 52 Pa. Code Chapters 1, 3 and 5 will be amended accordingly when they are reviewed and revised for substantive changes, which occurs approximately every 5 years;

Therefore,

It Is Ordered That:

1. The Office of Prothonotary established by notice published at 26 Pa.B. 1456 (March 30, 1996) is hereby abolished.
2. The duties formerly performed by the Prothonotary are transferred to the Secretary.
3. This order be forwarded to the *Pennsylvania Bulletin* for publication.
4. This order is effective upon its publication in the *Pennsylvania Bulletin*.

JAMES J. MCNULTY,
 Secretary

[Pa.B. Doc. No. 98-838. Filed for public inspection May 22, 1998, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before June 15, 1998, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

Applications of the following for approval of the beginning of the exercise of the right and privilege of operating as common carriers for transportation of persons as described under each application.

A-00114930. Lifestat Ambulance Service, Inc. (301 Salt Street, Saltsburg, Indiana County, PA 15681), a corporation of the Commonwealth of Pennsylvania—persons in paratransit service, between points in the counties of Indiana, Armstrong, Westmoreland and Allegheny, and from points in the said counties, to points in Pennsylvania, and return; subject to the following conditions: that no right, power or privilege is granted to provide service between points in Allegheny County; that service is limited to the use of vehicles modified to handle

wheelchairs; that service is limited to equipment operated only by state certified emergency medical technicians; and that service is limited to the transportation of persons who are non-ambulatory, or persons who, due to physical or mental conditions, require pre-trip preparations such as assistance in being dressed or lifted, or medical monitoring, or the use of medical appliances or equipment, or a medical escort during transit. *Attorney:* William A. Gray, 2310 Grant Building, Pittsburgh, PA 15219-2383.

Application of the following for the approval of the transfer of stock as described under each application.

A-00111913, Folder 5000. Bucks County Services, Inc. (1167 Newport Mews Drive, Bensalem, Bucks County, PA 19020), a corporation of the Commonwealth of Pennsylvania—for the approval of the transfer of 50 shares of issued and outstanding shares of stock held by Gregory Collings to Joseph McQuillan. *Attorney:* John J. Gallagher, Suite 1100, 1760 Market Street, Philadelphia, PA 19103.

Applications of the following for approval of the right and privilege to partially discontinue/abandon operating as common carriers by motor vehicle for the transportation of persons as described under each application.

A-00106822, F. 2, Am-C. 70-S Transportation, Inc. (886 Twilight Hollow Road, Charleroi, Washington County, PA 15022), corporation of the Commonwealth of Pennsylvania—discontinuance of service, and cancellation of a certificate, as a common carrier, by motor vehicle, of all the scheduled route authority held at A-00106822, Folder 2, A-00106822, Folder 2, Am-A, and A-00106822, Folder 2, Am-B, which permits the transportation of passengers in the counties of Allegheny, Fayette, Washington and Westmoreland, over routes fully described in the application. A detailed description of the routes to be discontinued may be obtained by written request to the Bureau of Transportation and Safety, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265.

A-00079466, F. 9, Am-C. H. J. Gongaware Sons, Inc. (8080 Pennsylvania Avenue, North Huntingdon, Westmoreland County, PA 15642), corporation of the Commonwealth of Pennsylvania—discontinuance of service, and cancellation of certificates, as a common carrier, by motor vehicle, of all the scheduled route authority held at A-00079466, Folder 8, A-00079466, Folder 9, A-00079466 Folder 9, Am-A, A-00079466, Folder 9, Am-B, and A-00079466, F. 10, which permits the transportation of passengers in the counties of Allegheny and Westmoreland, over routes fully described in the application. A detailed description of the routes to be discontinued may be obtained by written request to the Bureau of Transportation and Safety, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265.

Applications of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under each application.

A-00106808, F. 3. Jacobs Limousine, Inc. (47 Old River Road, Box 1504, Wilkes-Barre, Luzerne County, PA 18702), a corporation of the Commonwealth of Pennsylvania—additional right—persons, in group and party service, from points in the city of Wilkes-Barre, Luzerne County, and within an airline distance of 10 statute miles of the limits of said city, to points in Pennsylvania, and

return; subject to the following condition: that service is limited to the use of vehicles with a seating capacity of not more than 15 passengers, excluding the driver. *Attorney:* Edward J. Geist, 61 Carney Avenue, Wilkes-Barre, PA 18702-2215.

**Motor Carrier Applications—
Property, Excluding
Household Goods in Use**

The following applications for the authority to transport property, excluding household goods in use, between points in Pennsylvania, have been filed with the Pennsylvania Public Utility Commission. Public comment to these applications may be filed, in writing with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265 on or before June 8, 1998.

- A-00114935 Wilbur C. McQueen, Jr., t/a McQueen Trucking
241 Park Road, Downingtown, PA 19335
- A-00114934 Glen W. Weaver, t/a G & A Transport
R. R. 1, Box 247, Millmont, PA 17845
- A-00114933 Jordan Transportation, Inc.
258 Washington Court, Trappe, PA 19426: Edward J. Clinton, Jr., 737 Fairfax Road, Drexel Hill, PA 19026
- A-00114947 Daniel Mark Latterman, t/a Latterman Trucking
150 McDowell Drive, Dallastown, PA 17313
- A-00114946 David J. Walsh, t/a Precision Auto Service
90 Wyoming Avenue, Wyoming, PA 18644
- A-00114944 Joseph N. Russell
43633 Russell Road, Centerville, PA 16404
- A-00114936 Stein Trucking, Inc.
581 Pine Road, Mohrsville, PA 19541
- A-00114937 Jeff Podunajec
R. D. 2, Box 2806, Waymart, PA 18472
- A-00114938 Bull's-Eye Express, Inc.
5 Willow Springs Circle, York, PA 17402
- A-00114939 Michael Greco
R. R. 5, Box 5036, Kunkeltown, PA 18058
- A-00114940 Trans-Porte, Inc., t/a U. S. Food Service
P. O. Box 2661, Columbia, MD 21045
- A-00114941 Reno Nipple, t/a R & F Trucking
R. R. 2, Box 2305, McAlisterville, PA 17049: David H. Radcliff, 3905 North Front Street, Harrisburg, PA 17110
- A-00114942 Lewis P. Amos
608 Southern Drive, West Chester, PA 19380
- A-00114943 Murray D. Hall
8801 Heckman Road, Meadville, PA 16335
- A-00114945 George M. Simcox
R. D. 1, Box 1, Curwensville, PA 16833:
Dwight L. Koerber, Jr.,
P. O. Box 1320, Clearfield, PA 16830
- A-00114948 Lorretta D. Cook, t/a Redhead Express
4 Fieldcrest Drive, McDonald, PA 15057
- A-00114949 K. W. Reese, Inc.
P. O. Box 298, Mercersburg, PA 17236:
Ken Lee, 310 Grant Street, 2nd Floor,
Pittsburgh, PA 15219

- A-00108065 Sheraden Trucking, Inc.
1232 Newcomer Street, Pittsburgh, PA
15204: John A. Pillar, 1106 Frick Building,
Pittsburgh, PA 15219
- A-00114127 Customized Integrated Systems for Logistics,
Inc., t/a CISL, Inc.
2955 East Market Street, York, PA
17402

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-839. Filed for public inspection May 22, 1998, 9:00 a.m.]

Transfer by Sale Without Hearing

A-123100F0023. UGI Utilities, Inc. Application of UGI Utilities, Inc., for approval of the transfer by sale of an approximately 17 acre parcel of unimproved land located on Leesport Avenue, Ontenlaunee Township, Berks County, PA.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant on or before June 8, 1998, under 52 Pa. Code (relating to public utilities).

Applicant: UGI Utilities, Inc.

Through and By Counsel: Thomas M. Jackal, Esquire, UGI Corporation, P. O. Box 858, Valley Forge, PA 19482

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-840. Filed for public inspection May 22, 1998, 9:00 a.m.]

PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

Hearings Scheduled

Hearings have been scheduled, as authorized by 24 Pa.C.S. Part IV (relating to Public School Employees' Retirement Code), in connection with the Public School Employees' Retirement System's denial of claimants' requests concerning the indicated accounts.

The hearings will be held before a hearing examiner at the Public School Employees' Retirement System, 5 North Fifth Street, Harrisburg, PA 17101:

- | | | |
|---------------|---|-----------|
| June 22, 1998 | Linda D. Benson
(Disability) | 1:30 p.m. |
| June 24, 1998 | David H. Spahr
(Purchase of Service) | 1 p.m. |
| | Terry B. Hileman
(Multiple Service Membership) | 2:30 p.m. |

Persons with a disability who wish to attend the above-listed hearings, and require an auxiliary aid, service or other accommodation to participate in the proceed-

ings, should contact Arthur J. Granito, Assistant Executive Director, at (717) 783-5613 to discuss how the Public School Employees' Retirement System may best accommodate their needs.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Under 22 Pa. Code § 201.1 (relating to applicability of general rules), procedural matters will be in conformance with the General Rules of Administrative Practice and Procedure, 1 Pa. Code Part II unless specific exemption is granted.

JAMES A. PERRY,
Secretary

[Pa.B. Doc. No. 98-841. Filed for public inspection May 22, 1998, 9:00 a.m.]

TREASURY DEPARTMENT

Request for Proposals

The Commonwealth of Pennsylvania, Treasury Department is accepting proposals from interested bidders for auctioneer services in relation to the Bureau of Unclaimed Property. Interested vendors may obtain a copy of the Request for Proposals by contacting Laura Yeiser, Office of the Treasurer, Room 127, Finance Building, Harrisburg, PA 17120, (717) 787-9802. Proposals in response to this request will be accepted no later than noon, Monday, June 22, 1998.

BARBARA HAFER,
State Treasurer

[Pa.B. Doc. No. 98-842. Filed for public inspection May 22, 1998, 9:00 a.m.]

TURNPIKE COMMISSION

Request for Bids

The Turnpike Commission is requesting sealed bids for:

1. Liquid De-Icing Tailgate Dispensers and Fill Systems. *Bid Open Date:* June 6, 1998 at 11 a.m.
2. Construction of On-Lot Sewage Disposal System at Beaver Valley Interchange (Beaver County). *Mandatory Site Inspection:* June 6, 1998, 2 p.m. at Beaver Valley Int., No. 2, M. P. 12.8, Route 18, Beaver Falls, Beaver County. *Bid Open Date:* June 6, 1998 at 11 a.m.
3. Plumbing and General Construction Renovations at Harrison City Maintenance Facility, Westmoreland County. *Mandatory Site Inspection:* June 6, 1998, 8 a.m., at Harrison City Maintenance, Milepost 63.24 WB, Westmoreland County. *Bid Open Date:* June 6, 1998 at 11 a.m.

Bids will be received by the Purchasing Manager not later than the time indicated. Bid proposal forms and

conditions may be obtained, free of charge, by communicating with the Bid Clerk, Purchasing Department, (717) 939-9551, Ext. 2830.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 98-843. Filed for public inspection May 22, 1998, 9:00 a.m.]

Request for Proposals

Sealed Proposals will be received by Jeffrey L. Hess, Purchasing Manager, at the Administration Building, Harrisburg-East Interchange near Highspire, PA (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676) and publicly opened and read at the date and time indicated for the following contract:

Contract No. 95-020-RJ80-C—Installation of roadway lighting at the Lebanon-Lancaster Interchange in Lancaster Co., PA

Bid Opening Date—June 24, 1998, 11 a.m.

Bid Surety—5%

Plans, Specifications and Contract documents will be available and open for public inspection at the Administration Building. Copies may be purchased upon payment of \$25 per set by check or P. O. Money Order (no cash) payable to the Pennsylvania Turnpike Commission: Attention: Secretary-Treasurer's Office, P. O. Box 67676, Harrisburg, PA 17106-7676. No refund for any reason will be made for plans, specifications and contract documents.

A Prequalification Certification and Maximum Capacity Rating assigned by the Prequalification Committee of the Pennsylvania Department of Transportation is a necessary prerequisite for bidding on this project.

Contact the Purchasing Manager for a listing of other locations where plans and specs can be inspected.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 98-844. Filed for public inspection May 22, 1998, 9:00 a.m.]